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1949 Edition

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and selection of material for study and to apply the necessary statistical and research principles in the treatment of the material.

§ 24.108 *Social Worker—Public Welfare Adviser (Child Welfare) GS-102-9-13*—(a) *Educational requirement.* Applicants must have completed 1 year of study in an accredited school of social work including courses in case work, child welfare, and supervised field work in case work.

(b) *Duties.* With duties varying in responsibility in accordance with the grade, Social Workers—Public Welfare Advisers (Child Welfare), work with public and private, national, and international groups in developing, strengthening, and extending social services to children and youth. They advise on broad phases of planning for the social well-being of children and youth (such as legislation and other protective measures including adoption safeguards and

licensing of child care institutions and agencies) and on administration and standards of social services directed toward facilitating the adjustment of children in their own homes, preventing development of conditions that require removal of children from their homes, and, for the child that cannot be cared for in his own home, providing for adequate and appropriate foster care. They also advise on the technical phases of providing and improving case work services for special groups of children (such as the dependent, neglected, and delinquent), on community programs to develop and strengthen services and facilities for children, and on staff development and training to improve the quality of case work services.

(c) *Knowledge and training requisite for performance of duties.* The duties require a knowledge of the field of social case work and child welfare. Knowledge and understanding of case work methods and techniques, patterns of human behavior, community organization, social, economic and health problems as they affect children, standards of child care, and factors entering into dependency, neglect and delinquency of children are required. This knowledge can be acquired only through study in an accredited school of social work in which the student concurrently receives competent classroom instruction in the technical principles and practices of social work and supervised practice in the application of these principles and practices, reading is directed, and the student's progress is carefully evaluated.

§ 24.109 *Social Worker—Public Welfare Adviser (Psychiatric and Medical), GS-185-12-13 and GS-102-11-13—(a)*

Educational requirement. Applicants must have completed 1 year of study in an accredited school of social work including courses in case work, psychiatric information, medical information, and supervised field work in case work.

(b) *Duties.* With duties varying in responsibility in accordance with the grade, Social Workers—Public Welfare Advisers (Psychiatric and Medical), are responsible for directing operating medical and psychiatric social work programs in hospitals and clinics, including those of a demonstrative nature in which new techniques for treatment and preventive services are tested, or are responsible for the development of program standards in the field of medical or psychiatric social work and for working with State agencies in the development and improvement of psychiatric and medical social services.

(c) *Knowledge and training requisite for performance of duties.* The duties require a knowledge of the field of social case work and psychiatric or medical social work. Knowledge and understanding of the emotional aspects of illness and social components in medical care, facilities and organizations established to provide services of a medical or psychiatric nature, community organization and skill in the application of case work methods and techniques are required. This knowledge can be acquired only through study in an accredited school of social work in which the student concurrently receives competent

classroom instruction in the technical principles and practices of social work and supervised practices in the application of these principles and practices, reading is directed, and the student's progress is carefully evaluated.

(Sec. 11, 58 Stat. 390; 5 U. S. C. 860)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] HARRY B. MITCHELL,
Chairman.

[F. R. Doc. 49-9576; Filed, Nov. 29, 1949;
8:50 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter III—Farmers Home Administration, Department of Agriculture

Subchapter B—Farm Ownership Loans

PART 311—BASIC REGULATIONS

SUBPART B—LOAN LIMITATIONS

IOWA; AVERAGE VALUES OF FARMS AND INVESTMENT LIMITS

For the purposes of title I of the Bankhead-Jones Farm Tenant Act, as amended, the average value of efficient family-type farm-management units and the investment limit for the county identified below are determined to be as herein set forth. The average value and the investment limit heretofore established for said county, which appear in the tabulations of average values and investment limits under § 311.30, Chapter III, Title 6 of the Code of Federal Regulations (13 F. R. 9381), are hereby superseded by the average value and the investment limit set forth below for said county.

IOWA

County	Average value	Investment limit
Howard.....	\$12,500	\$12,000

(Sec. 41 (i), 50 Stat. 529, 60 Stat. 1066; 7 U. S. C. 1015 (i). Interpret or apply secs. 3 (a), 44 (b), 60 Stat. 1074, 1069; 7 U. S. C. 1003 (a), 1018 (b))

Issued this 23d day of November 1949.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 49-9570; Filed, Nov. 29, 1949;
8:49 a. m.]

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

Subchapter C—Loans, Purchases, and Other Operations

[1948 C. C. C. Corn Bulletin 1, Amdt. 2 to Supp. 2]

PART 606—CORN

SUBPART—1948 CORN RESEAL LOAN PROGRAM

1948 CORN PRICE SUPPORT PROGRAM

The regulations issued by Commodity Credit Corporation and the Production and Marketing Administration, published in 13 F. R. 5417, 5899, 6227, 6529, 8175 and

14 F. R. 917, 3767 and 5416, containing the requirements of the Corn Price Support Program on the 1948 crop, are further amended as follows:

Under § 606.52, *Availability*, paragraph (b), *Time*, and the second paragraph under paragraph (c) *Source*, are further amended so that the section reads as follows:

§ 606.52 *Availability*—(a) *Area.* The reseal program will be available in all areas where loans were available under the 1948 Corn Price Support Program. Only farm-storage loans will be made or extended under this program.

(b) *Time.* The producer who desires to participate in the reseal program rather than to liquidate his loan, or sell his corn to CCC under his purchase agreement, must make application to the county committee and sign and deliver the applicable documents to the county committee not later than October 31, 1949: *Provided*, That, any producer who has not received delivery instructions with respect to corn under loan, or has requested prior to November 1, 1949, but has not received delivery instructions with respect to corn covered by purchase agreement, may make such application and deliver such documents to the county committee not later than November 30, 1949.

(c) *Source.* Producers desiring to participate in the reseal program should make application to the county committee which approved his loan or purchase agreement.

Disbursements of loans completed on corn covered by purchase agreements shall be made to producers by State PMA offices by means of sight drafts drawn on CCC, or by approved lending agencies under agreements with CCC. Disbursements will be made not later than December 15, 1949, except where specially approved by CCC in each instance.

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply secs. 4 (g), (1), 5 (a), Pub. Law 806, 80th Cong., sec. 1, Pub. Law 987, 80th Cong.)

Issued this 23d day of November 1949.

[SEAL] ELMER F. KRUSE,
Vice President,
Commodity Credit Corporation.

FRANK K. WOOLLEY,
Acting President,
Commodity Credit Corporation.

[F. R. Doc. 49-9586; Filed, Nov. 29, 1949;
8:52 a. m.]

[1948 C. C. C. Cottonseed Bulletin 1,
Amdt. 2]

PART 643—OILSEEDS

SUBPART—1949 COTTONSEED LOAN PROGRAM

The 1949 C. C. C. Cottonseed Bulletin 1, as amended (14 F. R. 5501 and 6493), is hereby further amended as follows:

1. Paragraphs (a) and (b) of § 643.168, as amended, are amended so that the section reads as follows:

§ 643.168 *Availability of loans*—(a) *Area.* Loans shall be available on eligible cottonseed stored in approved warehouses or in approved farm storage in all cotton producing areas, except that

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farm-storage loans will not be made in any area where the appropriate State PMA committee determines that the damage hazard to farm-storage cottonseed would not warrant the making of farm-storage loans.

(b) *Time.* Loans shall be available through December 31, 1949. Notes and chattel mortgages and note and loan agreements must be signed by the producer and delivered to the county committee on or before such date.

(c) *Source.* Loans will be made available through the offices of county committees. Disbursements on loans will be made to producers through approved lending agencies under agreements with CCC, or by means of sight drafts drawn on CCC by State committees or by county committees in accordance with instructions issued by PMA to the State PMA committees. Disbursements on loans will be made not later than January 15, 1950, except where specifically approved by the appropriate PMA commodity office in each instance.

2. The last sentence of § 643.170 is amended so that the section reads as follows:

§ 643.170 *Eligible producer.* An eligible producer shall be any individual, partnership, corporation, association, trust, estate, or other legal entity, or a State or political subdivision thereof or an agency of such State or political subdivision, producing cottonseed in 1949 in the capacity of landowner, landlord, tenant, or sharecropper. A cooperative association that normally handles cottonseed for its producer-members will be considered an eligible producer with respect to cottonseed produced, and delivered to the association by such producer-members, provided the requirements in § 643.189 are observed.

3. Paragraphs (b), (c), and (d) of § 643.171 are amended so that the section reads as follows:

§ 643.171 *Eligible cottonseed.* Eligible cottonseed shall be cottonseed which meet the following requirements:

(a) The cottonseed must have been produced in the continental United States in 1949 by an eligible producer.

(b) Such cottonseed must have been produced by the producer tendering them for a loan, or, in the case of a cooperative association, must have been produced, and delivered to the association, by its producer-members; and such producer must have the legal right to pledge or mortgage the cottonseed as security for a loan. If the producer tendering such cottonseed for a loan is a landlord or landowner, the cottonseed must not have been acquired by him directly or indirectly from a tenant or sharecropper and must not have been received in payment of fixed or standing rent; and if they were produced by him in the capacity of landlord, tenant or sharecropper, they must be his separate share of the crop, unless he is a landlord and is tendering cottonseed in which both he and a tenant or sharecropper have an interest.

(c) Cottonseed must be sound and clean and, in the case of farm-stored cottonseed or cottonseed stored in an approved warehouse on an identity-pre-

served basis, must not contain more than 11 percent moisture. The moisture limitation of 11 percent shall not apply to commingled cottonseed covered by warehouse receipts under which an approved warehouseman agrees to deliver cottonseed of the official grade set out in the warehouse receipts.

(d) No warehouse receipts shall be outstanding on cottonseed in farm storage.

4. Section 643.172 is amended to read as follows:

§ 643.172 *Approved storage—(a) Warehouse storage.* Cottonseed stored in warehouses will be accepted as security for loans hereunder only if such warehouses are approved by CCC. Warehousemen desiring approval of their facilities for the storage of cottonseed should communicate with the PMA commodity office shown in § 643.190 serving the area in which the warehouse is located.

(b) *Farm storage.* Approved farm storage shall consist of storage structures located on or off the farm which, as determined by the county committee, are of such construction as to afford safe storage of cottonseed and afford protection against weather damage, poultry, livestock and rodents, and reasonable protection against fire and theft.

5. Section 643.173 is amended to read as follows:

§ 643.173 *Approved forms.* The following documents, which, together with the provisions of this bulletin and any supplements or amendments thereto, govern the rights and responsibilities of the producer, must be delivered by the producer in support of every loan:

(a) *Warehouse-storage loans.* Producer's Note and Loan Agreement (Commodity Loan Form B) duly executed and delivered within the period prescribed in § 643.168, secured by the pledge of warehouse receipts complying with the provisions of § 643.191.

(b) *Farm-storage loans.* Producer's Note (Commodity Loan Form A) and Commodity Chattel Mortgage (Commodity Loan Form AA) covering the cottonseed tendered as security for the loan, both executed and delivered within the period prescribed in § 643.168.

Loan documents executed by an administrator, executor or trustee will be acceptable only where valid in law and must be accompanied by documentary evidence of the authority of the person executing such loan documents. Documents must have State and documentary revenue stamps affixed when required by law.

6. Section 643.174 is amended to read as follows:

§ 643.174 *Determination of quantity.* (a) *Warehouse-storage loans.* Warehouse receipts shall be based upon actual net weights, after any deduction for foreign material and estimated shrinkage. The total deduction for shrinkage shall not exceed 3 percent of the gross weight of the cottonseed.

(b) *Farm-storage loans.* The quantity of cottonseed at the time a farm-storage loan is made shall be determined by actual weight or by an estimate of

tonnage based upon measurements. When the weight of cottonseed to be placed under loan is estimated by measurement, 90 cu. ft. of cottonseed shall be considered the equivalent of one ton.

7. Section 643.176 is amended to read as follows:

§ 643.176 *Service fees—(a) Warehouse-storage loans.* The producer shall pay a service fee of 20 cents per ton of cottonseed pledged to secure a loan, or \$1.50, whichever is greater.

(b) *Farm-storage loans.* The producer shall pay a service fee of 35 cents per ton on the number of tons placed under a farm-storage loan, or \$3.00, whichever is greater. In the case of farm-storage loans, State committees are authorized to require prepayment of \$3.00 of the service fees.

(c) No refund of service fees will be made.

8. Section 643.181 is amended to read as follows:

§ 643.181 *Insurance.* CCC will not require the producer to insure the cottonseed placed under a farm-storage loan; however, if the producer does insure such cottonseed, the insurance shall inure to the benefit of CCC to the extent of its interest after first satisfying the producer's equity in the cottonseed involved in the loss.

All commingled cottonseed covered by warehouse receipts shall be insured by the warehouseman, for the benefit of the holders of the receipts, against loss or damage by fire, lightning, inherent explosion, windstorm, cyclone and tornado, for the full market value of the cottonseed. The warehouseman shall not be required to carry insurance covering identity-preserved cottonseed; however, any such insurance carried by the warehouseman or the producer shall inure to the benefit of CCC to the extent of its interest, after first satisfying the producer's equity in the cottonseed involved in the loss.

9. Section 643.182 is amended to read as follows:

§ 643.182 *Loss or damage to the cottonseed—(a) Warehouse-storage loans.* The producer shall be responsible for any loss in quantity and for the quality of all identity-preserved cottonseed covered by warehouse receipts, except that any uninsured physical loss or damage resulting solely from an external cause other than insect infestation or vermin will be assumed by CCC, to the extent of the loan indebtedness, provided there has been no fraudulent representation made by the producer in the loan documents or in obtaining the loan. Nothing contained herein shall be construed as a waiver of CCC's or the producer's right to proceed against the warehouseman in case such loss or damage results from the warehouseman's fault or negligence.

(b) *Farm-storage loans.* The producer shall be responsible for any loss in quantity and for the quality of the cottonseed placed under a farm-storage loan, except that any uninsured physical loss or damage occurring without fault, negligence, or conversion on the part of the producer or any other person having control of the storage structure, resulting

solely from an external cause other than insect infestation or vermin, will be assumed by CCC, provided the producer has given the county committee immediate notice in writing of such loss or damage, and provided there has been no fraudulent representation made by the producer in the loan documents or in obtaining the loan.

10. Section 643.184 is amended to read as follows:

§ 643.184 Maturity and satisfaction. All loans mature on demand but not later than April 30, 1950. If the producer does not repay his loan on or before maturity, the following procedure will be observed:

(a) *Farm-storage loans.* The producer shall deliver the mortgaged cottonseed in accordance with instructions of the county committee. After a complete grade determination by a licensed cottonseed chemist, credit will be given at the applicable settlement rate, according to grade and/or quality (see § 643.188), for the total quantity delivered, provided it was stored in bin(s) in which the cottonseed under loan were stored. In the case of "off quality" and "below grade" cottonseed, as defined in the United States Official Standards for Grades of Cottonseed, CCC will sell such cottonseed, pursuant to the provisions of the chattel mortgage (Commodity Loan Form AA), at the current market price, and the settlement value shall be the market price determined on the basis of such sale.

If the settlement value of the cottonseed delivered under a farm-storage loan exceeds the amount due under the loan, the amount of the excess shall be paid to the producer by a sight draft drawn on CCC by the State PMA office.

If the settlement value of the cottonseed is less than the amount due on the loan, the amount of the deficiency, plus interest, shall be paid by the producer to CCC, or may be set off against any payment which would otherwise be made to the producer under any agricultural program administered by the Secretary of Agriculture, or any other payments which are due or may become due to the producer from CCC or any other agency of the United States. In the event the farm is sold or there is a change of tenancy, the cottonseed may be delivered before the maturity date of the loan, upon prior approval by the county committee.

(b) *Warehouse-storage loans.* The procedure with respect to cottonseed stored on an identity-preserved basis shall be the same as that for farm-stored cottonseed except that the warehouse shall be considered the delivery point. The producer shall have no responsibility for the quantity or quality of cottonseed stored by a warehouseman on a commingled basis and covered by receipts under which the warehouseman agrees to deliver the quantity and grade shown in the receipts.

11. The last sentence of § 643.186, as amended, is further amended so that the section reads as follows:

§ 643.186 Release of the cottonseed under loan. A producer may at any time obtain the release of cottonseed remaining under loan by paying to the holder of the note the principal amount

thereof, plus charges and accrued interest. If the note is held by an out-of-town lending agency or by CCC, the producer may request that the note be forwarded to a local lending agency or to the county committee for collection. All charges in connection with the collection of the note shall be paid by the producer. Upon payment of a farm-storage loan, the county committee should be requested to release the mortgage by filing an instrument of release or by executing a marginal release on the county records. Partial release of the cottonseed prior to maturity of the loan may be arranged with the county committee by paying to the holder of the note the amount of the loan, plus charges and accrued interest, represented by the quantity of the cottonseed to be released: *Provided, however,* No partial release of farm-stored cottonseed shall include less than the total quantity of cottonseed stored in any single commingled mass unless the appropriate State committee determines that releases of portions of such masses should be made, and no partial release of warehouse-stored cottonseed shall include less than the total quantity of cottonseed covered by any warehouse receipt involved in the release.

12. The first sentence of § 643.187 is amended so that the section reads as follows:

§ 643.187 Purchase of notes. CCC will purchase, from approved lending agencies, notes evidencing approved loans which are secured by chattel mortgages or negotiable warehouse receipts. The purchase price to be paid by CCC will be the principal sum remaining due on such notes, plus accrued interest from the date of disbursement to the date of purchase at the rate of 1½ percent per annum. Lending agencies are required to submit Commodity Credit Corporation Form 500 or such other form as CCC may prescribe, covering all payments received on producer's notes held by them, and are required to remit to CCC an amount equal to 1½ percent per annum of the amount of the principal collected from the date of disbursement to the date of payment. Lending agencies should submit notes and reports to the PMA commodity office serving the area.

13. Section 643.188 is amended to read as follows:

§ 643.188 Loan and settlement rates—
(a) *Loan rates.* Loans on farm-stored cottonseed, and on cottonseed stored in warehouses on an identity-preserved basis and represented by receipts in which the grade is not shown, shall be made at the rate of \$49.50 per ton of eligible cottonseed as defined in § 643.171. Loans on cottonseed covered by warehouse receipts in which the grade is shown shall be made at the settlement rates indicated in paragraph (b) of this section.

(b) *Basic settlement rate.* The basic settlement rate at time of delivery for "basis grade" (100) cottonseed in farm storage or stored in a warehouse on an identity-preserved basis shall be \$50.65 per net ton, f. o. b. shipping points or in an approved warehouse. The settlement rate for cottonseed grading above or below "basis grade" (100) shall be \$50.65

per ton plus or minus a percentage of such price equal to the percentage by which the grade of such cottonseed is above or below 100.

14. Section 643.189 is amended to read as follows:

§ 643.189 Cooperative association loans. Cooperative associations shall be eligible for loans: *Provided,* That (a) the cottonseed placed under loan are delivered to the association by producer-members only; (b) the association has been granted by such producer-members the legal right to pledge or mortgage the cottonseed as security for a loan, either when stored on an identity-preserved basis or when commingled with cottonseed tendered by other members and covered by the loan; (c) the association keeps any cottonseed covered by a chattel mortgage segregated from all cottonseed not covered by the mortgage; and (d) the association pays to CCC any amounts due it under the provisions of this program at the time of settlement.

Cooperative associations desiring loans may obtain loan documents from the county committee for the county in which the association is located. The loan rate to cooperative associations will be the same as the loan rate to individual producers, and loans to such associations will otherwise be made on substantially the same basis as loans to individual producers.

15. Section 643.191 is added to read as follows:

§ 643.191 Warehouse receipts. Cottonseed stored in an approved warehouse must be represented by negotiable warehouse receipts, properly endorsed if not in bearer form, meeting the requirements of the Uniform Warehouse Receipts Act. Receipts covering identity-preserved cottonseed shall show the condition, weight and moisture content of the cottonseed. Receipts covering commingled cottonseed shall show the net weight of the cottonseed and the grade of such cottonseed as determined by a licensed cottonseed chemist in accordance with the U. S. Official Standards for Grades of Cottonseed. The warehouseman shall be responsible for the delivery of the quantity and quality shown in receipts covering commingled cottonseed. Each receipt shall indicate by endorsement or otherwise that all warehouse charges through April 30, 1950, have been paid or otherwise provided for. Each receipt covering commingled cottonseed shall show that the warehouseman has provided insurance for the benefit of the holder of the receipt to the extent set out in § 643.181.

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply sec. 5 (a), Pub. Law 806, 80th Cong., sec. 1 (d), Pub. Law 897, 80th Cong.)

Issued this 23d day of November 1949.

[SEAL] **ELMER F. KRUSE,**
Vice President,
Commodity Credit Corporation.

FRANK K. WOOLLEY,
Acting President,
Commodity Credit Corporation.

[F. R. Doc. 49-9585; Filed, Nov. 29, 1949;
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RULES AND REGULATIONS

[1949 C. O. C. Rice Bulletin 1, Amdt. 1]

PART 655—RICE

SUBPART—1949 CROP RICE LOAN AND PURCHASE AGREEMENT PROGRAM
1949 CROP PRICE SUPPORT PROGRAM BULLETIN

The regulations issued by Commodity Credit Corporation and the Production and Marketing Administration published in 14 F. R. 4844 governing CCC loans and purchase agreements on 1949 Crop Rice is hereby amended by changing § 655.108, *Determination of quantity*, to read as follows:

§ 655.108 *Determination of quantity.* Loans and purchase agreements shall be made on the basis of rough rice expressed in units of 100 pounds, and fractional units of less than 100 pounds shall be disregarded. The quantity of rice may be determined either by weight or by measurement. In determining the net quantity of sacked rice by weight, a deduction of $\frac{3}{4}$ of a pound for each 100 pounds of gross weight will be made.

When the quantity of rice is determined by measurement, a cubic foot of rice testing 45 pounds per bushel shall be 36 pounds and rice having the following test weights shall be adjusted by the following percentages:

For rice testing	Percentages
45 pounds or over	100
44 pounds or over, but less than 45 pounds	98
43 pounds or over, but less than 44 pounds	96
42 pounds or over, but less than 43 pounds	93
41 pounds or over, but less than 42 pounds	91
40 pounds or over, but less than 41 pounds	89

Proportionately lower for rice testing below 40 pounds.

In cases where the warehouseman guarantees the quantity and quality of rice shown on the warehouse receipt or the supplemental certificate, loans will be made on 100 percent of the quantity of rice determined in accordance with this section. In all other cases loans will be made only on 95 percent of the quantity of rice so determined, and at the time of delivery, settlement will be made on the basis of the actual quantity and quality of rice delivered.

(Sec. 4 (d), Pub. Law 806, 80th Cong. Interpret or apply secs. 4 (g), (1), 5 (a), Pub. Law 806, 80th Cong., sec. 1, Pub. Law 897, 80th Cong.)

Issued this 23d day of November 1949.

[SEAL] ELMER F. KRUSE,
Vice President,
Commodity Credit Corporation.

FRANK K. WOOLLEY,
Acting President,
Commodity Credit Corporation.

[F. R. Doc. 49-9587; Filed, Nov. 29, 1949;
8:52 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

PART 961—MILK IN THE PHILADELPHIA, PENNSYLVANIA, MARKETING AREA

ORDER, AMENDING THE ORDER, AS AMENDED, REGULATING HANDLING

§ 961.0 *Findings and determinations.* The findings and determinations hereinafter set forth are supplementary to and in addition to the findings and determinations made in connection with the issuance of this order and of each of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) (hereinafter referred to as the "act"), and the rules of practice and procedure governing the formulation of marketing agreements and orders (7 CFR, Part 900), a public hearing was held on September 14, 1949, upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Philadelphia, Pennsylvania, marketing area. Upon the basis of the evidence introduced at such hearing and the record, thereof, it is found that:

(1) The said order, as amended, and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the order, as amended and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which hearings have been held.

(b) *Additional findings.* It is necessary to make the present amendment to said order, as amended, effective not later than December 1, 1949, to reflect current marketing conditions. Any further delay in the effective date of this order, amending the said order, as amended, will seriously disrupt the orderly marketing of milk for the Philadelphia, Pennsyl-

vania, marketing area. The changes effected by this order, amending the order, as amended, do not require of persons affected substantial or extensive preparation prior to the effective date. In view of the foregoing, it is hereby found that good cause exists for making this order effective December 1, 1949 (See sec. 4 (c), Administrative Procedure Act (5 U. S. C. 1003 (c)).

(c) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping milk covered by this order amending the order, as amended) of more than 50 percent of the volume of milk covered by such order, which is marketed within the Philadelphia, Pennsylvania, marketing area refused or failed to sign the proposed marketing agreement regulating the handling of milk in the said marketing area; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said proposed marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order, amending the said order, as amended, is approved or favored by at least two-thirds of the producers who participated in a referendum on the question of approval of this order amending the order, as amended, and who during the determined representative period (August 1949) were engaged in the production of milk for sale in the said marketing area.

Order relative to handling. It is hereby ordered that on and after the effective date hereof, the handling of milk in the Philadelphia, Pennsylvania, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

1. In § 961.4 (a) (1) delete the proviso: "And provided further, That the price shall be at least \$5.90 for each of the months of January, February and March 1949, and at least \$5.50 per hundredweight for each of the months of April, May and June 1949" and substitute, "And provided further, That the price shall be at least \$5.90 per hundredweight for each of the months of October, November and December 1949, and at least \$5.50 per hundredweight for the month of January 1950."

2. In § 961.1 (a) (6) (iii) delete the proviso and substitute: "Provided, That any such other plant shall not be included in this definition during any month in which there is shipped from the plant only Class II milk as defined in § 961.3 or during any of the months of October, November, December, and January, in which shipments are made from the plant on less than 20 days, or during any other month in which shipments are made from the plant on less than 5 days,

to such pasteurizing and bottling plant or to a plant or plants supplying such pasteurizing or bottling plant."

3. In § 961.3 (e) add subparagraph (3) to read as follows:

(3) The equivalent in milk or skim milk of dry milk, nonfat dry milk, condensed milk, and condensed skim milk utilized at a producer milk plant shall be allocated by the handler to Class II up to the amount of Class II utilized by him.

(Sec. 5, 49 Stat. 753, as amended, 7 U. S. C. and Sup., 608c)

Issued at Washington, D. C., this 23d day of November 1949, to be effective on and after the first day of December 1949.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 49-9574; Filed, Nov. 29, 1949;
8:49 a. m.]

PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

FINDINGS AND DETERMINATIONS RELATIVE TO EXPENSES TO BE INCURRED AND FIXING OF RATE OF ASSESSMENT FOR 1949-1950 FISCAL YEAR

On November 5, 1949, notice of proposed rule making was published in the **FEDERAL REGISTER** (14 F. R. 6719) regarding the expenses and the fixing of the rate of assessment for the 1949-1950 fiscal year pursuant to Order No. 66, as amended (7 CFR, Part 966; 14 F. R. 3614), regulating the handling of oranges grown in the State of California or the State of Arizona. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.). After consideration of all relevant matters presented, including the proposals which were submitted by the Orange Administrative Committee (established pursuant to the amended order) and set forth in the aforesaid notice, it is hereby found and determined that:

§ 966.204 Expenses and rate of assessment for the 1949-1950 fiscal year.
(a) The expenses necessary to be incurred by the Orange Administrative Committee, established pursuant to the provisions of the aforesaid amended order, for its maintenance and functioning during the fiscal year ending October 31, 1950, will amount to \$299,583.90; and the rate of assessment to be paid, in accordance with the amended order, by each handler who first handles oranges shall be one cent (\$0.01) per packed box of oranges, or an equivalent quantity of oranges, handled by him as the first handler thereof during the said fiscal year. Such rate of assessment is hereby fixed as each handler's pro rata share of the aforesaid expenses.

(b) Terms used herein shall have the same meaning as when used in said amended order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup., 608c)

Done at Washington, D. C., this 23d day of November 1949, to become effective 30 days after the date of publication in the **FEDERAL REGISTER**.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 49-9575; Filed, Nov. 29, 1949;
8:50 a. m.]

PART 988—MILK IN KNOXVILLE, TENN., MARKETING AREA

ORDER AMENDING THE ORDER REGULATING HANDLING

§ 988.0 Findings and determinations. The findings and determinations herein-after set forth are supplementary to and in addition to the findings and determinations made in connection with the issuance of this order and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) **Findings upon the basis of the hearing record.** Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.) and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR, Part 900), a public hearing was held October 25 and 26, 1949, upon a proposed amendment to the tentative marketing agreement and to the order regulating the handling of milk in the Knoxville, Tennessee milk marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8e of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the order as hereby amended are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which a hearing has been held.

(b) **Additional findings.** It is necessary, in the public interest, to make the amendment hereafter set forth effective not later than December 1, 1949, so as to reflect current marketing conditions. Any delay beyond December 1, 1949, in the effective date of this amendment to the order will seriously threaten the supply of milk for the Knoxville, Tennessee, marketing area. The provision of the

said order is well known to handlers—the public hearing having been held on October 25-26, 1949, the decision having been executed by the Secretary on November 16, 1949. Therefore, reasonable time, under the circumstances, has been afforded persons affected to prepare for its effective date. In view of the foregoing, it is hereby found and determined that good cause exists for making this order amending the order effective December 1, 1949, and that it would be impracticable, unnecessary, and contrary to the public interest to delay the effective date of this order for 30 days after its publication in the **FEDERAL REGISTER**. (Sec. 4 (c), Administrative Procedure Act, Pub. Law 404, 79th Cong., 60 Stat. 237)

(c) **Determinations.** It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping milk covered by this order) of more than 50 percent of the volume of milk covered by this order amending the order which is marketed within the Knoxville, Tennessee, marketing area refused or failed to sign the proposed marketing agreement regulating the handling of milk in the said marketing area and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said proposed marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order amending the order is the only practical means pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Knoxville, Tennessee, marketing area; and

(3) The issuance of this order is approved or favored by at least two-thirds of the producers who participated in a referendum on the question of approval of this order and who during the determined representative period (Sept. 1949) were engaged in the production of milk for sale in the said marketing area.

Order relative to handling. It is hereby ordered, that on and after the effective date hereof, the handling of milk in the Knoxville, Tennessee, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order as hereby amended; and the aforesaid order is hereby amended as follows:

Delete the proviso in § 988.5 (b) (1) and substitute therefor the following: "Provided, That the price for Class I milk shall not be less than \$5.40 per hundredweight for the delivery period of December 1949 and \$5.00 per hundredweight for the delivery periods of January, February, and March 1950."

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and sup., 608c)

Issued at Washington, D. C., this 23d day of November 1949 to be effective on and after the 1st day of December 1949.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 49-9573; Filed, Nov. 29, 1949;
8:49 a. m.]

RULES AND REGULATIONS

TITLE 9—ANIMALS AND ANIMAL PRODUCTS**Chapter I—Bureau of Animal Industry, Department of Agriculture****Subchapter F—Animal Breeds****PART 151—RECOGNITION OF BREEDS AND BOOKS OF RECORD OF PUREBRED ANIMALS****HOGS**

On October 28, 1949, a notice of rule making was published in the **FEDERAL REGISTER** (14 F. R. 6566) regarding the proposed recognition by the Secretary of Agriculture of the book of record of pure-

bred hogs entitled "Herd Book of Irish Large White Pigs."

After due consideration of all relevant material presented in connection with the notice, including the proposals set forth therein, the Secretary of Agriculture, pursuant to the authority vested in him by paragraph 1606 of section 201 of the Tariff Act of 1930 (19 U. S. C. sec. 1201, par. 1606) hereby recognizes the said book of record, and hereby amends § 151.10, Chapter I, Title 9, Code of Federal Regulations, by adding to the subdivision of paragraph (a) of said section relating to hogs, the following book of record:

HOGS

Name of breed	Book of record	By whom published
Irish Large White.....	Herd Book of Irish Large White Pigs...	Royal Dublin Society, J. Hesketh Carnegie, editor, Ball's Bridge, Dublin, Ireland.

The foregoing amendment shall become effective on the 27th day of December, 1949.

Done at Washington, D. C., this 23d day of November, 1949. Witness my hand and the seal of the United States Department of Agriculture.

(Sec. 201, par. 1606, 46 Stat. 673; 19 U. S. C. 1201, par. 1606)

[SEAL] **CHARLES F. BRANNAN,**
Secretary of Agriculture.

[F. R. Doc. 49-9572; Filed, Nov. 29, 1949;
8:49 a. m.]

(Sec. 205 (a), 52 Stat. 984, as amended by Reorg. Plans Nos. III and IV of 1940, 3 CFR, Cum. Supp., 5 F. R. 2107, 2421; 49 U. S. C. 425 (a). Interpret or apply sec. 601, 52 Stat. 1007, as amended by 62 Stat. 1217; 49 U. S. C. 551)

This amendment shall become effective on December 3, 1949.

[SEAL]

F. B. LEE,
*Acting Administrator of
Civil Aeronautics.*

[F. R. Doc. 49-9555; Filed, Nov. 29, 1949;
8:45 a. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE**Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce****Subchapter C—Office of International Trade**

[4th Gen. Rev. of Export Regs., Amdt. 58]

PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS**IRON AND STEEL**

1. Section 373.2 *Special provisions for iron and steel*, is amended by deleting the note following this section and by amending said section to read as follows:

§ 373.2 *Special provisions for iron and steel*—(a) *Iron and steel products with processing code STEE.* The provisions of this paragraph are applicable to all iron and steel products on the Positive List with the processing code STEE, whether or not subject to the export licensing general policy set forth in § 373.1.

(1) *Applications.* Applications for licenses to export iron and steel products are subject to the individual license procedure. However, for those STEE commodities which are subject to the provisions of the BLT (Blanket) license procedure (see Part 375 of this chapter), the exporter may use either the BLT (Blanket) license or the individual license procedure.

(2) *Export price.* In answer to item 9 (d) of the application form (IT-419), the export price may be shown in terms of either the total price, including price per unit, or the supplier's price plus a specified mark-up. This latter method may be used only where the supplier has filed, or files, with the Office of International Trade his price schedule maintained for the sale of iron and steel items for which export licenses are or may be requested and a statement that the supplier will inform the Office of International Trade promptly (within 10 days) of any changes which may occur in his price schedule. In case the unit price varies according to size or specifications, the applicant must show unit price for each separate size or specification.

(3) *Validity period.* Unless otherwise stated on the face of the license, the validity period of licenses covering iron and steel products with the processing code STEE is 6 months, except for (i) those iron and steel products under quantitative quotas, for which a 9-month validity period is granted; and (ii) those

TITLE 14—CIVIL AVIATION**Chapter I—Civil Aeronautics Board****Subchapter A—Civil Air Regulations**

[Supp. 7, Amdt. 18]

PART 60—AIR TRAFFIC RULES**DANGER AREA ALTERATIONS**

Under sections 205 and 601 of the Civil Aeronautics Act of 1938, as amended, and § 60.13 of the Civil Air Regulations, the Administrator of Civil Aeronautics is authorized to designate as a danger area any area within which he has determined that an invisible hazard to aircraft in flight exists, and no person may operate an aircraft within a danger area unless permission for such operation has

been issued by appropriate authority. Such areas have been designated and published.

The following danger area alterations have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and should be adopted without delay, in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required.

Acting pursuant to sections 205 and 601 of the Civil Aeronautics Act of 1938, as amended, and § 60.13 of the Civil Air Regulations, and in accordance with sections 3 and 4 of the Administrative Procedure Act, I hereby amend the Code of Federal Regulations, Title 14, Chapter I, Part 60, § 60.13-1, as follows:

1. The Carrizo Valley, California, area is amended by changing the "Time of Designation" column to read: "Continuous."

2. The El Toro, California, area is amended by changing the "Time of Designation" column to read: "Continuous."

3. The Holtville, California, areas 1, 2, and 3 are amended by changing the "Time of Designation" columns to read: "Continuous."

4. A Las Vegas, Nevada, area is added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
Las Vegas (Mount Whitney Chart).	Beginning at lat. 36°23'15" N., long. 115°11'54" W.; due E. to long. 114°58'18" W.; SW. to lat. 36°17'37" N., long. 115°05'30" W.; due W. to long. 115°07'30" W.; NW. to lat. 36°19'48" N., long. 115°11'54" W.; due N. to lat. 36°23'15" N., long. 115°11'54" W., point of beginning.	Surface to 14,000 feet.	Daylight hours only.	Las Vegas AFB, Las Vegas, Nev.

5. The Deming, New Mexico, area is amended by changing the "Time of Designation" column to read: "0700 to 1800".

6. The Boardman, Oregon, area is amended by changing the "Description by Geographical Coordinates" column to

read: "Beginning at lat. 45°50'08" N., long. 119°37'26" W.; due S. to lat. 45°39'15" N.; WSW. to lat. 45°37'45" N., long. 119°46'00" W.; W. to lat. 45°37'58" N., long. 119°52'32" W.; due N. to lat. 45°50'08" N., long. 119°37'26" W., point of beginning."

commodities with processing code STEE listed in § 372.8 (c) of this chapter.

(b) *Iron and steel commodities subject to export licensing general policy.* All iron and steel products with the processing code STEE which are subject to the export licensing general policy set forth in § 373.1 will be licensed for export in accordance with the following special provisions:

(1) *Evidence of availability of material.* An applicant for a license to export the iron and steel products described above must submit with each application an acceptance or commitment letter from the supplier, evidence of ownership (such as a bill of sale, invoice, or photostatic copy thereof), or other proof that the amount of material covered by the application is in fact available to him. The letter of commitment by the supplier must be dated and must show the quantity accepted or committed; letters of commitment which are more than 90 days old when the application is received by the Office of International Trade will not be accepted. If the evidence of availability is from a supplier who is not a producer, the applicant shall furnish a statement from the supplier certifying that the material is actually in his possession or furnish clear evidence from the supplier that the material will be made available to him.

NOTE: Applicants are cautioned that the submission of such proof of availability of material does not guarantee that the applicant will receive a license for the full amount or any portion thereof which he may be able to procure.

(2) *Time for submission and action on application.* (i) Export license applications must be submitted in accordance with the time schedule as set forth in § 372.9 of this chapter. License applications will be returned without action to the applicant if time schedules for submission are provided but not observed by the applicant; such applications may be resubmitted during the appropriate periods.

(ii) It is the intention of the Office of International Trade to complete licensing iron and steel commodities within 15 days after the closing date for the submission of applications for such commodities, where such closing dates are specified.

(3) *Applications in excess of quotas; refiling.* Applications for which quota is exhausted will be returned without action (RWA) immediately and may not be refiled prior to the date shown on the RWA form. If the letter of acceptance or commitment originally filed is more than 90 days old at the time of refiling of such an application, the letter must be reconfirmed or a new letter must be submitted at the time of refiling.

NOTE: With respect to BLT applications covering such iron and steel products, the Office of International Trade will leave intact, as nearly as possible, the list of proposed consignees submitted with each BLT application. This will enable the applicant to select the specific consignee to whom he prefers to ship in the event the entire quantity approved is less than that applied for, although no one consignee may receive more iron or steel out of the total quantity approved than the amount specified for him on the list attached to the BLT application.

(c) *Galvanized iron and steel sheets other than reject grades.* In addition to the provisions of paragraphs (a) and (b) of this section, galvanized iron and steel sheets, other than reject grades, Schedule B Nos. 603350, 603390, 603450, 603490, will be licensed for export in accordance with the following special provisions:

(1) *Export quotas.* Galvanized iron and steel sheets, other than reject grades, are licensed against quarterly quantitative quotas announced in Current Export Bulletins. Rejects grades of such sheets will be licensed against nonquantitative quotas in accordance with the provisions set forth in paragraph (d) of this section.

(2) *Applications; commodity description requirements.* Each application for license to export galvanized iron and steel sheets, except reject sheets as defined in subparagraph (1) of paragraph (d), must specify with respect to each Schedule B classification the total quantity (in pounds) of sheets in each of the following categories: (i) 17-gauge and heavier and (ii) 18-gauge and lighter.

(d) *Galvanized iron and steel sheets, reject grades.* In addition to the provisions of paragraphs (a) and (b) of this section, galvanized iron and steel sheets, reject grades, Schedule B Nos. 603350, 603390, 603450, 603490, will be licensed for export in accordance with the following special provisions:

(1) *Definition of "reject."* The term "reject" as applied herein with respect to galvanized iron and steel sheets, Schedule B Nos. 603350, 603390, 603450, and 603490, shall mean new and unused sheets which contain inherent manufacturing or other defects of such nature as to render the sheets generally unsalable in the domestic market.

(2) *Evidence of reject quality.* In the commitment letter which is required by paragraph (b) (1) of this section to accompany each application, evidence must be submitted that the sheets proposed for export are of reject quality according to the above definition. This evidence shall consist of the following:

(i) If the applicant is a producer, processor, or fabricator of the material, the certification of such producer, processor, or fabricator;

(ii) If the applicant is not a producer, processor, or fabricator of the material but the applicant's direct supplier is a producer, processor, or fabricator, a certification by such producer, processor, or fabricator; or

(iii) If the applicant is not a producer, processor, or fabricator of the material and the applicant's direct supplier is not a producer, processor, or fabricator, an affidavit by such supplier.

(3) *Applications; commodity description requirements.* Applications for licensed to export galvanized iron and steel sheets, reject, shall show the following information in item 9 of Form IT-419 with respect to each Schedule B classification: a complete description of the sheets as to type, grade, size, and gauge, followed by the word "reject"; and, in addition, a detailed account of the defects upon which the determination of reject grade is based.

(4) *Evidence of unsalability.* The Office of International Trade may, at its discretion, also require (1) as a condition

of export clearance after the license has been granted, or (2) as a condition governing consideration of the license application, that the applicant submit evidence to establish the unsalability of the reject sheets in the domestic market.

(i) *Inspection report.* Such evidence of unsalability in the domestic market shall consist of a recent inspection report of a recognized commercial testing laboratory covering a minimum 10 percent random physical inspection of the total quantity of reject sheets shown on the license, or on the license application, whichever is appropriate; except that a more complete coverage may be required: *Provided, however,* That where the material is shipped directly for export by a producer, processor, or fabricator, or is being supplied direct from such source to the exporter, the mill inspection report covering the reject sheets may be submitted in lieu of the testing laboratory report.

(ii) *When inspection report must be submitted.* The inspection report shall be submitted only when specifically requested by the Office of International Trade, and in the following manner:

When the inspection report is required as a condition of export clearance after the license is granted, the face of the license will contain the requirement that the inspection report shall, at the time of presentation of the license to the collector of customs, be attached to the license as a part thereof.

When the inspection report is required by the Office of International Trade during consideration of the license application, the applicant will be so notified. Unless specifically noted on the face of the license, the inspection report submitted to the Office of International Trade will not be attached to or become a part of the license.

(iii) *Additional documentation.* In addition to the inspection report herein described, the Office of International Trade may request other written evidence to determine whether the reject sheets proposed for export are salable in the domestic market. The nature and manner of submission of such documentation will be made known to the applicant at the time request for such documentation is made.

(e) *Silicon steel sheets.* In addition to the general provisions contained in paragraph (a) of this section, all license applications to export silicon steel sheets (commonly called electrical sheets), Schedule B No. 603595, must, in item 9 (b) of Form IT-419, set forth a complete description of the sheets to be exported. The specifications appearing on license applications must agree with those on the supporting documents. The description on the license applications must include: specific grades, such as armature, electric, dynamo, or transformer; core loss for each grade and gauge, expressed in watts per pound at a flux density of 10,000 gauss and at 60 cycles per second. If the core loss appears on the customer's order in metric units or at a flux density of 15,000 gauss, or at 50 cycles, it should be converted and shown in terms of watts per pound at a flux density of 10,000 gauss and at 60 cycles per second.

RULES AND REGULATIONS

(f) *Tin-mill black plate rejects, and cold-rolled carbon steel sheets, rejects.* When clearing shipments of tin-mill black plate rejects, wasters, and waste-wasters and cold-rolled carbon steel sheets, rejects, Schedule B No. 603530, for export under general license GO to Group O countries, the exporter must, at the time of export clearance, present to the collector of customs an inspection report as provided in § 371.7 (c) of this chapter.

2. Section 373.17 *Special provisions for silicon steel sheets* is hereby deleted.

3. Section 373.22 *Special provisions for tin mill black plate rejects, and cold-rolled carbon steel sheets, rejects* is hereby deleted.

4. Section 373.25 *Special provisions for galvanized iron and steel sheets* is hereby deleted.

This amendment shall become effective as of November 4, 1949.

(63 Stat. 7; E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR, 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR, 1948 Supp.)

Dated: October 24, 1949.

LORING K. MACY,
Assistant Director,
Office of International Trade.

[F. R. Doc. 49-9582; Filed, Nov. 29, 1949;
8:51 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

[Controlled Housing Rent Regs. Amdt. 192]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

PENNSYLVANIA

The Controlled Housing Rent Regulation (§§ 825.1 to 825.12) is amended in the following respect:

A new Item 58 is added to Schedule B to read as follows:

58. Provisions relating to Allegheny County, Pennsylvania, a portion of the Pittsburgh, Pennsylvania, Defense-Rental Area.

Decontrol of specified class of housing accommodations, on Housing Expediter's own initiative. In accordance with section 204 (c) of the Housing and Rent Act of 1947, as amended, the application of §§ 825.1 to 825.12 is terminated, effective November 25, 1949, with respect to housing accommodations in Allegheny County, Pennsylvania, a portion of the Pittsburgh, Pennsylvania, Defense-Rental Area, located in structures which, on that date, met the following description:

A structure containing 12 or more dwelling units at least 80 percent of which (a) were rented or offered for rent on an unfurnished basis subject to maximum rents which averaged \$30 or more per room per month, and (b) had included in their rentals, as services, passenger elevator, telephone switchboard, receipt and delivery of mail and packages, interior painting, interior wall washing at least once a year, and heat and hot water. For purposes of this paragraph, enclosed kitchens shall be counted as rooms, but bathrooms shall not be counted as rooms.

(Sec. 204 (d), 61 Stat. 197, as amended by 62 Stat. 37, 94, Pub. Law 31, 81st Cong.; 50 U. S. C. App. 1894 (d))

This amendment shall become effective November 25, 1949.

Issued this 25th day of November 1949.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 49-9584; Filed, Nov. 29, 1949;
8:51 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 3—VETERANS CLAIMS

PHYSICAL EXAMINATION

1. In § 3.251, paragraph (a) is amended, former paragraph (b) is redesignated (c), and a new paragraph (b) is added to read as follows:

§ 3.251 *Failure to report for physical examination.* (a) Upon the failure of a veteran without adequate reason to report for physical examination, requested for disability compensation or pension purposes, the award of disability compensation or pension in course of payment to him will be suspended as of the date of last payment, except as provided in paragraph (b) of this section. The reason given for suspension will be "Failure to report for examination." Any award of compensation or pension concurrently being paid to dependents will also be suspended. (Resumption of payments, see § 3.266.)

(b) Where the veteran has one or more compensable static disabilities and one or more compensable disabilities nonstatic in nature, and without adequate reason fails to report for physical examination, the award will be continued in an amount commensurate with the degree of disability resulting from the static disabilities and suspended only as to the nonstatic disabilities for which the physical examination is primarily requested. The award will be adjusted in accordance with Veterans Regulation No. 2 (a), Part I, paragraph III (b) (38 U. S. C. ch. 12 note). Any award of compensation concurrently being paid to dependents will be readjusted on the basis of the reduced amount payable for the static disabilities. (Resumption of payments, see § 3.266.)

(c) Upon the failure of a veteran to report for physical examination, requested as a result of a claim for increased disability compensation or pension, the claim for the increase will be considered as abandoned. No further action thereupon will be taken unless and until a new claim for the increase is filed, and payments on the basis of the new application will be governed by the provisions of Veterans Regulation No. 2 (a), Part I, paragraph II (38 U. S. C. ch. 12 note).

2. Section 3.266 is amended to read as follows:

§ 3.266 *Resumption of suspended award where veteran subsequently reports for physical examination.* If, after suspension of his award, the veteran should subsequently report for physical examination and the evidence clearly establishes to the satisfaction of the rating agency concerned that during the period of his failure to report the disability in fact existed to a compensable degree, an award may be approved ef-

fective the date of suspension. However, if the evidence discloses a change in physical condition and that the disability is no longer compensable in degree, no action will be taken to reopen the award during the period of suspension. Where the disability is ratable in a lesser degree, the award under the reduced rating will be effective as of the date of suspension. Where the disability is ratable in a greater degree, the award at the increased rate may be made effective the date of physical examination by the Veterans' Administration, and from the date of suspension, the effective rate payable on the date of suspension will be awarded: *Provided*, That if the evidence is insufficient to evaluate the disability over any part or the whole of the period intervening between the date of suspension and the date the veteran subsequently reports for examination, such intervening period or periods will be covered by the notation "Evidence insufficient to evaluate from _____ to _____." The foregoing rules are for application in the adjustments of awards which are partially suspended as provided in § 3.251 (b).

(Sec. 5, 43 Stat. 608, as amended, sec. 2, 46 Stat. 1016, sec. 7, 48 Stat. 9; 38 U. S. C. 11a, 426, 707)

This regulation effective November 30, 1949.

[SEAL] O. W. CLARK,
Deputy Administrator.

[F. R. Doc. 49-9515; Filed, Nov. 29, 1949;
8:47 a. m.]

PART 36—SERVICEMEN'S READJUSTMENT ACT OF 1944

CLOSING COSTS

In § 36.4312, paragraph (a) is amended to read as follows:

§ 36.4312 *Closing costs.* (a) Any costs or expenses incurred in closing a loan or financing a purchase and normally required to be paid by a purchaser or lienor incident to the making of a loan under local lending customs may be included in the amount paid out of the proceeds of a guaranteed or insured loan, except that no brokerage or service charge or their equivalent not expressly approved under schedules set up in advance by the Administrator may be charged against the debtor or the proceeds of the loan either initially, periodically or otherwise: *Provided*, That a lender shall not be precluded from making a customary charge in construction loan cases for supervision and inspection during the course of construction. Loans guaranteed or insured pursuant to section 505 (a) of the act shall not exceed 20% of the purchase price as defined in § 36.4301 (aa).

• * * * *

(Sec. 504, 58 Stat. 293, as amended; 38 U. S. C. 694d)

This regulation effective November 30, 1949.

[SEAL] O. W. CLARK,
Deputy Administrator.

[F. R. Doc. 49-9516; Filed, Nov. 29, 1949;
8:27 a. m.]

PROPOSED RULE MAKING

FEDERAL COMMUNICATIONS
COMMISSION

[47 CFR, Part 31]

[Docket Nos. 8736, 8975, 8976, 9175]

TELEVISION BROADCAST SERVICE

NOTICE CONCERNING FIELD TEST PROGRAMS
AND FURTHER TESTIMONY

In the matters of amendment of § 3.606 of the Commission's rules and regulations, Docket Nos. 8736 and 8975; amendment of the Commission's rules, regulations and Engineering Standards Concerning the Television Broadcast Service, Docket No. 9175; utilization of frequencies in the Band 470 to 890 Mcs. for television broadcasting, Docket No. 8976.

1. In its "Order and Revised Hearing Schedule" (FCC 49-1443) issued on October 28, 1949, the Commission stated that public notice would be given as to the type of further information which the parties would be required to present upon the resumption of the hearing herein.

2. All interested persons are urged to conduct the tests specified in the attached Appendix A with respect to matters concerning which they are in a position to be of assistance. From time to time manufacturers of television receivers have indicated their desire to be of assistance to the Commission in the determination of the issues involved in these proceedings. The Commission is of the opinion that if such manufacturers are to be of any real assistance to the Commission they should conduct field tests of receivers, converters, and adaptors for use with the color television systems proposed by Columbia Broadcasting System, Inc., Radio Corporation of America and Color Television, Incorporated, and also of receivers (black and white and color), converters and adaptors capable of operating in the U. H. F. band, and to report the results of such tests to the Commission.

3. During the week of December 26, 1949, all interested persons shall file with the Commission a progress report specifying in detail the nature, extent and results of all tests (not already part of the record in these proceedings) theretofore made by them relating to the matters covered by this notice and the attached appendix, setting forth their specific plans for the conduct of further tests, and shall serve copies on all parties who have heretofore testified in Part II of this hearing. The report shall cover: (a) The period covered by the report, (b) the hours of test operation, (c) the specific nature and objectives of the tests, (d) a description of the transmitting, receiving and testing equipment employed, (e) the results of the tests, tentative and final, and (f) specific program for further tests.

4. An original and 16 copies of the above reports shall be filed with the Commission. A copy of each report will be available for public inspection in the

Public Reference Room of the Commission.

5. Members of the Commission's staff will be available to participate in the field test programs by acting as observers during portions of the testing periods. During the test period the Commission's Laboratory Division at Laurel, Maryland, will conduct tests along the lines set forth in attached Appendix A, including tests of the capabilities of receivers, converters, and adaptors supplied to it by interested persons. Interested persons are urged to supply to the Laboratory Division equipment to be tested.

6. In addition to the tests specified in attached Appendix A, all interested persons are requested to test and be prepared to present evidence with respect to any of the proposed color television systems concerning (a) automatic color phasing (as distinguished from automatic synchronization), and (b) any direct view tri-color tubes.

7. All parties to the proceedings herein and all other interested persons are requested to submit to the Commission at the resumption of the hearing herein in February 1950, whatever information and data they now have or may by that time acquire concerning the use of frequency modulation for the transmission of video signals, both monochrome and color.

8. In order that the record may be entirely clear as to the current form of the proposals made by all parties, such parties shall file on or before February 1, 1950, amendments to their written comments describing all changes in such written comments, including their specific proposals for amendment of the Commission's rules and regulations and standards of Good Engineering Practice Concerning Television Broadcast Stations.

9. At the resumption of the hearing herein in February 1950, all parties who have presented evidence herein shall, in the event there have been changes or additions to the facts or opinions concerning which they have testified, be prepared to summarize their prior evidence in the light of the changes which have taken place since the conclusion of their testimony.

10. In particular, such parties should be prepared to present evidence concerning revised estimates of the costs of receivers, adaptors and converters in conformity with the following:

(a) Describe briefly the receiver, adaptor or converter as to which the cost estimate is submitted.

(b) Cost estimates of receivers, adaptors and converters for all of the proposed color systems should be based, insofar as possible, on the specifications for such equipment furnished by the proponent of the system.

(c) If modifications in or additions to the proponent's specifications are considered necessary by the party testifying, such changes should be described in detail, and the amount or proportion of the total cost applicable to each modification

or addition to the specifications should be stated separately.

(d) In case of cost estimates of adaptors and converters, state how much of the cost relates to installation charges; and where installation is to be made (i. e., in the receiver owner's home, at the manufacturer's factory, or elsewhere).

(e) State the volume of production on which each cost estimate is based.

(f) All cost estimates should be in terms of the retail price to the consumer.

Adopted: November 21, 1949.

Released: November 22, 1949.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

APPENDIX A

I. It is the purpose of this appendix to enumerate the factors upon which the Commission should have adequate information before proceeding with the allocation phase of the hearing. These factors are considered to be basic to the several color systems proposed, and to proposals for the immediate allocation of frequencies within the range 470 to 890 megacycles to commercial television.

II. *Color television factors.* Certain of these factors are set forth in paragraph 13 (a) of the Commission's notice of further proposed rule making, FCC 49-948, essentially as follows:

- A. Resolution or definition.
- B. Brightness, contrast and flicker.
- C. Registration.
- D. Color fidelity.
- E. Spurious images.

The following additional factors were raised during the course of the hearing, which are also considered to be basic to the several color systems proposed.

F. Desired to Undesired Television Signal Ratios in the Following Combinations:

Desired signal	Undesired signal
1. Monochrome	Color.
2. Color on Color Receiver	Monochrome.
3. Color on Color Receiver	Color.
4. Color on Monochrome Receiver	Monochrome.
5. Color on Monochrome Receiver	Color.

The ratios for the above combinations of signals must be determined for the following carrier relations:

- a. Co-channel with present frequency tolerances.
- b. Co-channel with offset carrier.
- c. Upper adjacent channel.
- d. Lower adjacent channel.

G. *Signal to interference ratios.* This includes tests where the undesired signals are continuous waves other than television signals such as oscillator radiation and diathermy interference. Tests should include representative carrier differences such as result from the employment of standard intermediate frequencies, and particular attention should be given to critical carrier frequency differences.

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H. Signal to ambient noise ratios. This includes tests of system susceptibility to various forms of impulse and random noise, such as motor vehicle ignition noise and noise arising from the operation of various forms of industrial and domestic electrical apparatus.

I. Signal to receiver noise ratios. This information together with representative receiver noise figures, transmission line loss, and antenna gains, will enable the establishment of the minimum required field intensity in the absence of interference.

J. System capabilities and limitations with monochrome reception of color transmissions and reception of monochrome transmissions on color receivers.

K. Effect on system performance of unsynchronized power systems at the transmitter and receiver and of field frequencies which are not integrally related to the power frequency.

L. Effect of transmission irregularities. In practical wire and space transmission paths from the camera to the receiver, the signal is subject to frequency, phase, and echo distortion and it becomes important to consider the tolerance of the several systems to these distortions.

M. Equipment tests. At the earliest date possible, each of the proponents should start a series of field tests with a reasonable number of receivers distributed both to technical and nontechnical persons not connected with the development of the system, in order to determine the adequacy of the system as used by a representative cross section of the public. The tests should be conducted at least one hour per day for a period of at least 30 days to determine not only the usability of receivers in the hands of the public, but to determine if any unforeseen deficiencies come to light that may require modification or abandonment of the particular system.

While such tests are being conducted, receivers should be used that are representative of commercial production and should include receivers for:

1. Black and white from color transmissions on existing receivers, adapted if required.

2. Color reception on existing receivers, converted, and adapted if required, to receive color.

3. Black and white from color transmissions on new receivers especially built to receive black and white images from color transmissions in accordance with the proposed standards.

4. Color reception on new receivers especially built to receive color images from color transmissions in accordance with the proposed standards.

The color programs used for these tests should cover a variety of material. During the transmission of color television programs, it is expected that many station and network problems relating to transmission standards will be revealed.

III. Ultra-high frequency tests; color and black and white. Further tests and studies of the problem relating to the 470 to 890 megacycle band should be made so that adequate information will be available as to the following:

A. Transmitters.

1. Available power.

2. Frequency stability of visual and aural carriers, particularly the relative stability as affecting inter-carrier type receivers.

3. Sideband filters.

B. Receivers.

1. Selectivity.

2. Sensitivity.

3. Oscillator stability.

4. Oscillator radiation.

5. Image and other spurious responses.

C. Propagation.

Additional data are desired, particularly for the interference effects and for propagation characteristics in areas other than the Eastern Seaboard and the San Diego to Los Angeles path.

IV. Whenever the determination of the factors specified in paragraphs I and II require subjective viewing tests, these shall be made under the following conditions. In general the test conditions should approximate average home viewing conditions. All significant test conditions should be measured and reported with the data.

A. Viewing distance. The observers should be permitted to select the viewing distance, within 4 to 12 times picture height, when normal picture is shown free of interference.

B. Subject matter—1. Desired signal. Tests should be made with various still and various moving images transmitted on the desired signal.

2. Undesired signal. In all cases the subject matter on the undesired television signal may be still pictures. In general, the desired and undesired signals should not contain the same program material. The effect of relatively white and relatively black pictures should be observed to determine whether there is any appreciable effect. The desired and undesired signals should be made with unsynchronized synchronizing signal generators.

C. High light brightness and contrast. These values should approximate recommended home viewing conditions and will be measured by accepted methods and reported with the measurements.

D. Ambient room illumination. Room illumination conditions should be reported preferably based on measurements. Values should be selected which are representative of those obtained in a room where one or more persons may read newspaper print under local illumination with typical home lighting equipment.

E. Test receivers should utilize radio and intermediate frequency portions of at least three representative current commercial receivers of different manufacture and design. It is suggested that these include 7 inch, 10 inch, and 12½ inch or larger, a representative number to be an inter-carrier type.

F. The results should be presented in a distribution with the number of observers participating indicated. Reports shall indicate the basis for the selection of observers. In all cases the signal ratios for tolerable viewing conditions are desired. For the desired to undesired television signal ratios the data should be presented relative to the use of present standards on the desired and undesired signals. At the same time, the absolute desired to undesired ratios are wanted. For the tests where the undesired signals are other than television signals as under II and III above, the absolute ratios of the input voltages are required.

[F. R. Doc. 49-9588; Filed, Nov. 29, 1949; 8:52 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

United States Coast Guard

[CGFR 49-41]

CORRECTION OF PRIOR DOCUMENT;
APPROVAL OF EQUIPMENT

By virtue of the authority vested in me as Commandant, United States Coast Guard, by R. S. 4405 and 4491, as amended; 46 U. S. C. 375, 489; and section 101 of Reorganization Plan No. 3 of 1946 (11 F. R. 7875, 60 Stat. 1097, 46 U. S. C. 1), the following correction of Coast Guard Document CGFR 49-41, Federal Register Document 49-8843, dated October 28, 1949, filed November 2,

1949, and published in the FEDERAL REGISTER dated November 3, 1949 (14 F. R. 6678) is prescribed and shall be effective for a period of five years from November 3, 1949, unless sooner canceled or suspended by proper authority:

VALVES, SAFETY

The "Approval No. 162.001/134/0" is changed to "Approval No. 162.001/135/0" so that the approval will read as follows:

Approval No. 162.001/135/0, Consolidated Bronze safety valve, Type 1551 for power boilers, 150 pounds per square inch and 300 pounds per square inch standard pressure ratings, Dwg. No. T-6385-H, dated September 20, 1949, approved for

1½" and 2" inlet sizes, manufactured by Manning, Maxwell & Moore, Inc., Consolidated Safety Valve Division, Elias Street, Bridgeport 2, Conn.

(R. S. 4417a, 4418, 4426, 4433, 49 Stat. 1544, 54 Stat. 346, and sec. 5 (e), 55 Stat. 244, as amended; 46 U. S. C. 367, 391a, 392, 404, 411, 1333, 50 U. S. C. 1275, 46 CFR 52.65)

Dated: November 23, 1949.

[SEAL] J. F. FARLEY,
Admiral, U. S. Coast Guard,
Commandant.

[F. R. Doc. 49-9583; Filed, Nov. 29, 1949; 8:51 a. m.]

DEPARTMENT OF THE INTERIOR
Bureau of Land Management.
UTAH

CLASSIFICATION ORDER PROVIDING FOR OPENING OF PUBLIC LAND AT MODENA, UTAH

NOVEMBER 22, 1949.

Pursuant to Public Land Order 598, dated August 2, 1949 (14 F. R. 4875), revoking Executive Order of March 31, 1904, and by virtue of the authority delegated to me by the Director, Bureau of Land Management, by Order No. 319, dated July 19, 1948 (43 CFR 50.451 (b) (3), 13 F. R. 4278), I hereby classify as open to application to purchase under the Small Tract Act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945 (59 Stat. 467, 43 U. S. C. 682a), as hereinafter indicated, the following described land in Utah land district:

UTAH SMALL TRACT CLASSIFICATION NO. 2

SALT LAKE MERIDIAN

Beginning at a point for corner No. 1, in the unsurveyed southwest quarter of section 36, township 34 south, range 19 west, Salt Lake Meridian, which point is N. 24 degrees 31 minutes W. 15 chains and 12 links distant from the quarter section corner on south line of said section 36, and 100 feet from the center of main track of the San Pedro, Los Angeles and Salt Lake Railroad, said point being also the northwest corner of land of said railroad;

Running thence S. 25 degrees 10 minutes E., three chains and three links to corner No. 2, thence S. 64 degrees 50 minutes W., three chains and thirty links to corner No. 3, thence N. 25 degrees 10 minutes W., three chains and three links to corner No. 4, thence N. 64 degrees 50 minutes E., three chains and thirty links to place of beginning, containing one acre, as shown on the plat of the U. S. Weather Bureau Reservation in SW 1/4 of section 36, T. 34 S., R. 19 W., Salt Lake Meridian, Modena, Utah, approved March 29, 1904.

The land is located at Modena, Iron County, Utah, and is suitable for residential and/or business purposes. A State highway is adjacent to the land. The tract is enclosed by a net-wire fence. On the land are a residence and office building, a double garage, a storage-shed, a cellar, lawns, shrubbery, and cement walks. The buildings are of frame construction with clap-board siding. The residence and office building consists of two compartments connected by an office. The original building was constructed in 1903 and is a cubic, two-story structure approximately 30' x 30'. It has three bedrooms and closets on the second floor, and three rooms and a bathroom, including a kitchen and a back-porch, on the first floor. The rooms have hardwood floors and plastered walls. The other compartment and connecting office were constructed in 1932 and are of one-story frame construction. The floors are of softwood, and the walls are celotex lined. This compartment, approximately 30' x 22', has two bedrooms, a closet, a living room, a kitchen, a bathroom, and porches. The connecting office approximates 15' x 14' and contains a closet and toilet. A basement, approximately 15' x 14', is under the connecting office. The residence and office building is sup-

ported by a concrete foundation. The garage is a frame structure, 20' x 18', with a concrete floor and foundation. The storage-shed is a frame structure, 30' x 12', with a concrete floor and foundation. The cellar, 12' x 8', has concrete walls, floor, and ceiling and is removed from the other buildings.

The following personal property is included as part of the buildings and grounds:

- 1 Stove, cooking, gas, with 4 burners, oven, utensil drawer.
- 1 Stove, range, gas L & M.
- 1 Stand, metal legs, wood, top, 18" x 23" x 26".
- 1 Stand, wash, with mirror, 18" x 31" x 28".
- 3 Rugs, Bigelow-Axminster, 36" x 63".
- 1 Regulator, "Flamp" for use with bottle-gas.
- 1 Pump, brass, force.
- 1 Meter, water, Hersey Desc.
- 1 Flagstaff, steel, 35 ft.
- 1 Flagstaff, wood, 12 ft.
- 1 Cooler, water, 5 gal.
- 1 Carpet, Axminster, 26 x 7 1/4 yards.
- 1 Wheelbarrow, steel with cement body.
- 1 Tower, Instrument, steel, 40 ft. with platform.

2. This order shall not become effective to permit the sale of the land, together with the buildings and the other listed property, under the Small Tract Act until 10:00 a. m., January 3, 1950. At that time, the land, together with the buildings and the other listed property, shall become subject to application to purchase as follows:

(a) Ninety-day preference period for qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. 279-283), as amended, from 10:00 a. m., January 3, 1950, to the close of business on April 3, 1950.

(b) Advance period for simultaneous filings of veterans and other qualified persons entitled to preference under the act of September 27, 1944, from 10:00 a. m., November 22, 1949, to 10:00 a. m., January 3, 1950.

3. If the land, together with the buildings and the other listed property, is not sold pursuant to any application filed under paragraph 2, the land, together with the buildings and the other listed property, shall become subject to application to purchase under the Small Tract Act by the public generally, commencing at 10:00 a. m., April 4, 1950.

(a) Advance period for simultaneous nonpreference filings from 10:00 a. m., November 22, 1949, to 10:00 a. m., April 4, 1950.

4. Applications filed within the periods mentioned in paragraphs 2 (b) and 3 (a) will be treated as simultaneously filed.

5. A veteran shall accompany his application with a complete photostatic, or other, copy (both sides) of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims.

6. The sale price of the land, together with the buildings and the other listed property, is \$3,600.00. Payment of at

least one-third of the purchase price must be made within 60 days from service of notice of the approval of the application to purchase. The balance may be paid in two equal annual installments due respectively one and two years after the date of the first payment.

7. All inquiries relating to this land, together with the buildings and the other listed property, should be addressed to the Manager, Utah Land and Survey Office, Salt Lake City, Utah.

H. J. VAN DER VEER,
Acting Regional Administrator.

[F. R. Doc. 49-9560; Filed, Nov. 29, 1949; 8:46 a. m.]

DEPARTMENT OF AGRICULTURE

Forest Service

MINIDOKA NATIONAL FOREST, IDAHO

REMOVAL OF TRESPASSING HORSES

Whereas a number of horses are trespassing and grazing on land in the Oakley Ranger District, Minidoka National Forest, Cassia County, State of Idaho, and

Whereas these horses are consuming forage needed for permitted livestock, are causing extra expense to established permittees, and are injuring national-forest lands;

Now, therefore, by virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (30 Stat. 35; 16 U. S. C. 551), and the act of February 1, 1905 (33 Stat. 628; 16 U. S. C. 472), the following order for the occupancy, use, protection, and administration of land in the Oakley Ranger District, Minidoka National Forest, Cassia County, State of Idaho, is issued:

Temporary closure from livestock grazing. (a) The Oakley Ranger District, Minidoka National Forest, Cassia County, State of Idaho, is hereby closed from December 1, 1949, to April 30, 1950, to the grazing of horses, excepting those that are lawfully grazing on or crossing land in such District pursuant to the regulations of the Secretary of Agriculture, or which are used in connection with operations authorized by such regulations, or used as riding, pack, or draft animals by persons traveling over such land.

(b) Officers of the United States Forest Service are hereby authorized to dispose of, in the most humane manner, all horses found trespassing or grazing in violation of this order.

(c) Public notice of intention to dispose of such horses shall be given by posting notices in public places or advertising in a newspaper of general circulation in the locality in which the Minidoka National Forest is located.

Done at Washington, D. C., this 23d day of November 1949. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 49-9571; Filed, Nov. 29, 1949; 8:49 a. m.]

NOTICES

FEDERAL POWER COMMISSION

[Docket Nos. G-1274, G-1275]

NEW YORK STATE NATURAL GAS CORP.
ET AL.ORDER CONSOLIDATING PROCEEDINGS AND
FIXING DATE OF HEARING

NOVEMBER 23, 1949.

In the matters of New York State Natural Gas Corporation, Docket No. G-1274; Central New York Power Corporation, and New York Power and Light Corporation, Docket No. G-1275.

On September 7, 1949, New York State Natural Gas Corporation (New York Natural), a New York corporation having its principal place of business in New York, New York, filed an application with the Commission for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities subject to the jurisdiction of the Commission, as described in the application on file with the Commission and open to public inspection.

On September 7, 1949, Central New York Power Corporation (Central New York), a New York corporation having its principal place of business in Syracuse, New York, and New York Power and Light Corporation (New York Power), a New York corporation having its principal place of business in Albany, New York, filed a joint application with the Commission for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas facilities subject to the jurisdiction of the Commission, as described in said joint application on file with the Commission and open to public inspection.

Due notice of the filing of both the above applications has been given, including publication in the *FEDERAL REGISTER* on September 27, 1949 (14 F. R. 5885).

The above applications relate to a proposed plan to provide straight natural gas service in a small portion of the Utica Division of Central New York and in the Oneida District of New York Power in lieu of the present manufactured gas service in those areas, and also to supply natural gas for enriching, reforming and mixing with manufactured gas for distribution in the remainder of Central New York's Utica Division.

Notice of intervention in the proceedings has been filed by the Public Service Commission of the State of New York, National Coal Association, United Mine Workers of America, Fuels Research Council, Inc., and Anthracite Institute by order of the Commission of November 10, 1949, were permitted to intervene in the proceedings.

The Commission orders:

(A) The aforesaid proceedings in Docket Nos. G-1274 and G-1275 be and the same hereby are consolidated for the purposes of hearing.

(B) Pursuant to authority contained in and subject to the jurisdiction conferred upon the Federal Power Commiss-

ion by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a public hearing be held in the consolidated proceedings commencing on December 8, 1949, at 10:00 a. m., e. s. t., in the Commission's Hearing Room, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and issues presented by the said applications, other pleadings and intervening petitions.

(C) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the said rules of practice and procedure.

Date of issuance: November 25, 1949.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-9580; Filed, Nov. 29, 1949;
8:50 a. m.]

[Docket No. G-1299]

ATLANTIC SEABOARD CORP.

ORDER SUSPENDING TARIFF AND FIXING DATE
OF HEARING

On October 27, 1949, Atlantic Seaboard Corporation (Atlantic) filed with the Commission its FPC Gas Tariff, First Revised Volume No. 1, pursuant to Part 154 of the Commission's general rules and regulations, to take effect on December 1, 1949. Atlantic concurrently filed three statements pursuant to § 154.85 of such rules and regulations identifying provisions of effective contracts restated in said tariff which purportedly are not superseded by or in conflict with other applicable provisions of the rate schedules or general terms and conditions of the tariff, and which are to remain in effect. Such contracts provide for the sale of natural gas by Atlantic to Washington Gas Light Company, Washington Gas Light Company of Maryland, Inc. (as successor to Washington Gas Light Company of Montgomery County, Maryland), and Maryland Counties Gas Company. These contracts are designated in the files of the Commission as Atlantic FPC Rate Schedules Nos. 7, 2 and 5, respectively.

Such First Revised Volume No. 1 proposes certain changes in the effective rate schedules, involving matters other than rates or charges now in effect.

On November 10, 1949, Washington Gas Light Company (Washington Gas) and Washington Gas Light Company of Maryland, Inc. (Maryland Company) filed protests against certain of the changes which would be effected if said First Revised Volume No. 1 were allowed to take effect together with the above-mentioned statements accompanying such tariff filing. Such protests relate to changes respecting (1) the term of and notice required to be given in the event either party thereto proposes to terminate a contract or service agreement; (2) priority as to service to Washington Gas; (3) variations in heat content of the natural gas to be supplied; (4) remedies available to Washington Gas in the

event of the failure of Atlantic to supply the demand for natural gas; (5) the responsibility of either Washington Gas or Atlantic for its negligence in the event claims are filed against the other party as a result of negligence or default; (6) the introduction of a force majeure clause; and (7) the failure to include a provision binding Atlantic and Maryland Company to the continued performance of their contract by successors or assigns of either.

Unless suspended by order of the Commission said First Revised Volume No. 1 will become effective as of December 1, 1949, pursuant to the provisions of the Natural Gas Act and the general rules and regulations thereunder. The proposed changes in effective rate schedules as contained in said First Revised Volume No. 1 and also identified in the above-mentioned statements accompanying such volume constitute changes in classifications, practices and regulations affecting rates and charges, which may be unjust, unreasonable, unduly discriminatory or preferential or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing, pursuant to the authority contained in sections 4 (e) and 5 (a) of the Natural Gas Act, concerning the lawfulness of said First Revised Volume No. 1 and the statements referred to above accompanying such volume, and that said tariff and statements be suspended as hereinafter provided and the use thereof deferred pending hearing and decision herein.

The Commission orders:

(A) A public hearing be held commencing on January 11, 1950, at 10:00 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the lawfulness of the proposed FPC Gas Tariff, First Revised Volume No. 1, filed by Atlantic Seaboard Corporation, and the changes proposed to be effected by the above identified statements filed concurrently therewith.

(B) Pending such hearing and decision thereon, said FPC Gas Tariff, First Revised Volume No. 1, filed by Atlantic Seaboard Corporation and the accompanying statements be and they hereby are suspended and the use thereof is deferred until May 1, 1950, and until such further time thereafter as such tariff and accompanying statements may be made effective in the manner prescribed by the Natural Gas Act, excepting Rate Schedule AI-2 as contained in said First Revised Volume No. 1.

(C) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) of the Commission's rules of practice and procedure.

Date of issuance: November 23, 1949.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 49-9581; Filed, Nov. 29, 1949;
8:50 a. m.]

[Project No. 615]

PRUDENCE MUNCY

NOTICE OF ORDER ACCEPTING SURRENDER OF LICENSE (MINOR)

NOVEMBER 23, 1949.

Notice is hereby given that, on November 22, 1949, the Federal Power Commission issued its order entered November 22, 1949, accepting surrender of license (minor) in the above-designated matter.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 49-9556; Filed, Nov. 29, 1949;
8:46 a. m.]

[Project No. 1543]

OLIVE BLANCHE TILLOTSON

NOTICE OF ORDER AUTHORIZING ISSUANCE OF NEW LICENSE (MINOR)

NOVEMBER 23, 1949.

Notice is hereby given that, on November 22, 1949, the Federal Power Commission issued its order entered November 22, 1949, authorizing issuance of new license (minor) in the above-designated matter.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 49-9557; Filed, Nov. 29, 1949;
8:46 a. m.]

[Project No. 1636]

ARKANSAS VALLEY ELECTRIC COOPERATIVE CORP.

NOTICE OF DETERMINATION OF AMOUNT OF ANNUAL CHARGES

NOVEMBER 23, 1949.

Notice is hereby given that, on November 22, 1949, the Federal Power Commission issued its order entered November 22, 1949, in the above-designated matter, determining the amount of annual charges for the calendar year 1949.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 49-9558; Filed, Nov. 29, 1949;
8:46 a. m.]

[Project No. 1960]

DAIRYLAND POWER COOPERATIVE

NOTICE OF FINDINGS AND ORDER AUTHORIZING ISSUANCE OF LICENSE (MAJOR)

NOVEMBER 23, 1949.

Notice is hereby given that, on November 22, 1949, the Federal Power Commission issued its findings and order entered November 17, 1949, authorizing issuance of license (major) in the above-designated matter.

[SEAL]

LEON M. FUQUAY,
Secretary.[F. R. Doc. 49-9559; Filed, Nov. 29, 1949;
8:46 a. m.]

HOUSING AND HOME FINANCE AGENCY

Federal Housing Administration

DELEGATION OF AUTHORITY AND ASSIGNMENT OF DUTIES

Former §§ 500.11 to 500.14 of Chapter V of Title 24, the codification of which was discontinued at 13 F. R. 6443, are amended to read as follows:

SEC. 11. Citation of authority. Section 1 of Title I of the National Housing Act provides in part as follows:

* * * In order to carry out the provisions of this title and Titles II, III, VI, VII and VIII, the Administrator may establish such agencies, accept and utilize such voluntary and uncompensated services, utilize such federal officers and employees, and, with the consent of the State, such State and local officers and employees, and appoint such other officers and employees as he may find necessary, and may prescribe their authorities, duties, responsibilities, and tenure and fix their compensation, without regard to the provisions of other laws applicable to the employment or compensation of officers or employees of the United States. The Administrator may delegate any of the functions and powers conferred upon him under this title and Titles II, III, VI, VII and VIII to such officers, agents, and employees as he may designate or appoint * * *.

Section 3 of Reorganization Plan No. 3 of 1947, effective July 27, 1947, provides in part as follows:

Federal Housing Administration. The Federal Housing Administration shall be headed by a Federal Housing Commissioner * * *. There are transferred to said Commissioner the functions of the Federal Housing Administrator.

SEC. 12. Designation of Acting Commissioner. Pursuant to the authority cited in section I of this order, I hereby designate the officials of the Federal Housing Administration named below in this section to act in my place and stead with the title of "Acting Commissioner" with all of the powers, duties and rights conferred upon me by the National Housing Act, as amended, Reorganization Plan No. 3 of 1947, by any other act of Congress or by any Executive Order, in the event of my absence, illness or inability to act, provided that no official named below shall have authority to act as "Acting Commissioner" unless all those whose names appear before his are absent from their official post or unable to act:

1. Walter L. Greene, First Assistant Commissioner.
2. Burton C. Bovard, General Counsel.
3. Warren J. Lockwood, Assistant Commissioner, Field Operations.
4. Curt C. Mack, Assistant Commissioner, Underwriting.
5. Clyde L. Powell, Assistant Commissioner, Rental Housing and Property Management.
6. Donald M. Alstrup, Assistant Commissioner, Administrative Services.
7. Arthur J. Frentz, Assistant Commissioner, Title I.

SEC. 13. Specific delegations to named positions. Pursuant to the authority cited in section I of this order, the following assignment of duties and delegations of functions and powers are hereby made:

(A) To the position of First Assistant Commissioner:

1. To assist the Commissioner in the general administration of the Administration, and to be responsible to the Commissioner for the general supervision and coordination of all operations.

2. To approve or cancel the approval of financial institutions as approved mortgagees, insured institutions or approved lenders.

3. To approve organizational changes.

4. In connection with the sale of properties conveyed to the Commissioner to execute in my official name, as my agent, all deeds or other documents or instruments in connection with the conveyance of title thereto and deeds of release, assignments, or satisfactions of mortgages, deeds of trust, or other liens taken as security in connection therewith.

5. To execute the power and authority vested in the Commissioner under section IV of the regulations governing property and obligations held by the Federal Housing Commissioner and approved by the Secretary of the Treasury.

(B) To the position of Assistant Commissioner, Field Operations, and (except with respect to the authority contained in subdivisions 9 and 10 hereunder) under his general supervision to the position of Deputy Assistant Commissioner, Field Operations:

1. To approve or cancel the approval of financial institutions as approved mortgagees, insured institutions, or approved lenders.

2. To issue commitments for insurance and to execute insurance contracts pursuant to such commitments.

3. To approve a change in amount, a change of the term, or any other modification of commitments for insurance or of insurance contracts.

4. To consent to the release of mortgagors.

5. To consent to the release of portions of the mortgaged property from the lien of the mortgage.

6. To approve the insurance of mortgages taken as security in connection with the sale of all properties conveyed to the Federal Housing Commissioner, including the authority to determine the value of such properties and facts relating to the eligibility of such mortgages for insurance.

7. To execute Certificates of Claim and requisitions to the Treasury Department for the issuance of debentures.

8. To execute assignments, releases or satisfactions of mortgages taken by the Commissioner as security in connection with the sale of acquired properties.

9. In connection with the sale of properties conveyed to the Commissioner to execute in my official name, as my agent, all deeds or other documents or instruments in connection with the conveyance of title thereto and deeds of release, assignments, or satisfactions of mortgages, deeds of trust, or other liens taken as security in connection therewith.

10. To execute the power and authority vested in the Commissioner under section IV of the regulations governing property and obligations held by the Federal Housing Commissioner and approved by the Secretary of the Treasury.

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11. To direct the administration of Field Offices and to initiate and recommend to the Commissioner policies and procedures with respect thereto.

12. To issue Property Eligibility Statements or Commitments or any similar forms which may be provided in connection with new home loans under regulations issued pursuant to Title I of the National Housing Act.

13. To reject or accept for insurance loans or advances of credit made under the provisions of section 2 of Title I that require the prior approval of the Federal Housing Commissioner.

14. To execute applications or other documents in connection with any functions which the Federal Housing Administration may perform for any other agency or agencies of the United States.

(C) To the position of Assistant Commissioner, Underwriting, and (except with respect to the authority contained in subdivisions 3 and 4 hereunder) under his general supervision to the Deputy Assistant Commissioner, Underwriting:

1. To be directly responsible to the Commissioner for all mortgage underwriting activities, including valuation of realty, land planning, architecture and credit analyses, analyses of locations, subdivisions and areas and construction cost determination.

2. To plan, supervise, instruct in and review the work of the technical programs and procedures, including: the establishment of eligibility requirements as to property standards, minimum construction requirements and new methods of dwelling construction for projects insured by the Federal Housing Administration; cooperation with industry and governmental agencies in the development of engineering methods, materials, mechanical equipment and architectural planning and design. Dissemination to the field offices and to the public of technical material on planning and construction; preparation of estimates and other studies on the use of materials.

3. To execute the power and authority vested in the Commissioner under section IV of the regulations governing property and obligations held by the Federal Housing Commissioner and approved by the Secretary of the Treasury.

4. In connection with the sale of properties conveyed to the Commissioner to execute in my official name, as my agent, all deeds or other documents or instruments in connection with the conveyance of title thereto and deeds of release, assignments, or satisfactions of mortgages, deeds of trust, or other liens taken as security in connection therewith.

(D) To the position of Assistant Commissioner, Rental Housing and Property Management, and (except with respect to the authority contained in subdivisions 8 and 9 hereunder) under his general supervision to the position of Deputy Assistant Commissioner, Rental Housing and Property Management:

1. To issue commitments for insurance and to execute insurance contracts under sections 207, 608, Title VII, and Title VIII, and any agreements or instruments required in connection therewith.

2. To approve the increase in amount, the extension of term, or any other modi-

fication of commitments for insurance or of insurance contracts under sections 207, 210, 608, Title VII and Title VIII.

3. To approve or disapprove "change orders" during construction under sections 207, 608, Title VII and Title VIII.

4. To approve or cancel the approval of financial institutions as approved mortgagees, insured institutions or approved lenders.

5. To consent to the release of mortgagors and to the release of portions of the mortgaged property from the lien of the mortgage, with respect to mortgages insured under sections 207, 210, 608, Title VII and Title VIII.

6. To approve or disapprove for insurance advances of mortgage money during construction under sections 207, 608, Title VII and Title VIII, and to execute such instruments as may be necessary in connection therewith.

7. To operate and manage all properties conveyed to the Federal Housing Commissioner, including authority with respect to such properties, to:

(a) Approve all offers to rent or purchase, except that offers to purchase properties acquired under sections 207, or 608, or Title VII, or Title VIII, or offers to buy a group of 10 or more properties acquired under other sections of the act, shall be subject to the approval of the Commissioner and shall be accompanied by the recommendations of the Property Sales Committee.

(b) Execute such contracts, leases, assignments and other instruments as may be necessary in the rental or sale of such properties.

(c) Employ brokers or managers,

(d) Make repairs, alterations, and improvements,

(e) Authorize expenditures.

8. In connection with the sale of properties conveyed to the Commissioner, to execute in my official name, as my agent, all deeds or other documents or instruments in connection with the conveyance of title thereto, and deeds of release, assignments or satisfactions of mortgages, deeds of trust or other liens taken as security in connection therewith.

9. To execute the power and authority vested in the Commissioner under section IV of the regulations governing property and obligations held by the Federal Housing Commissioner and approved by the Secretary of the Treasury.

10. To execute Certificates of Claim and requisitions to the Treasury Department for the issuance of debentures.

11. To approve the insurance of mortgages taken as security in connection with the sale of all properties conveyed to the Federal Housing Commissioner, including the authority to determine the value of such properties and facts relating to the eligibility of such mortgages for insurance.

12. To approve the sale, assignment, or modification in the terms of, and authorize the foreclosure of, mortgages assigned to the Federal Housing Commissioner in exchange for debentures, and the sale and terms of sale of all mortgages taken as security in connection with the sale of properties conveyed to the Federal Housing Commissioner, except that offers to purchase mortgages

acquired under sections 207, or 608, or Title VII, or Title VIII, shall be subject to the approval of the Commissioner and shall be accompanied by the recommendation of the Property Sales Committee.

(E) To the position of Assistant Commissioner, Administrative Services, and (except with respect to the authority contained in subdivisions 10, 11 and 13 hereunder) under his general supervision to the position of Deputy Assistant Commissioner, Administrative Services:

1. To have supervision and direction over the Office Management Division and the Service Division.

2. To approve telephone contracts.

3. To execute leases of property for Federal Housing Administration use.

4. To issue orders for travel in accordance with the Standardized Government Travel Regulations, as amended, and applicable law, including authorization for travel by extra fare train and plane, and for travel incident to permanent change of station, to approve travel performed and expense incurred on account of an emergency or without prior authority in accordance with the Standardized Government Travel Regulations, as amended, and to approve and authorize the transportation of household goods and personal effects at Government expense in accordance with applicable Executive orders and amendments thereto, and provisions of law.

5. To issue purchase orders, including printing and binding requisitions to the Government Printing Office.

6. To incur obligations and authorize expenditures for services and for the purchase of equipment, materials, and supplies other than in connection with acquired properties.

7. To approve all agreements involving reimbursements, including agreements with others for the performance of any function by or on behalf of the Federal Housing Administration, after first obtaining the recommendation of any division affected.

8. To issue orders for publications of notices and advertisements in newspapers, magazines, and periodicals. (See sec. 3828, Rev. Stat.)

9. To execute contracts for services and for the purchase of equipment, materials, and supplies, including contracts for materials, equipment, supplies and services, for the maintenance and operation of acquired properties.

10. To execute the power and authority vested in the Commissioner under section IV of the regulations governing property and obligations held by the Federal Housing Commissioner and approved by the Secretary of the Treasury.

11. In connection with the sale of properties conveyed to the Commissioner to execute in my official name, as my agent, all deeds or other documents or instruments in connection with the conveyance of title thereto and deeds of release, assignments, or satisfactions of mortgages, deeds of trust, or other liens taken as security in connection therewith.

12. To certify that official long-distance telephone calls made were necessary in the interest of the Government, pursuant to section 4 of the act approved May 10, 1939 (53 Stat. 738).

13. With respect to section 609, to issue commitments for insurance and to execute insurance contracts pursuant to such commitments; to approve changes in amount, changes in term, or any other modifications of commitments for insurance or of insurance contracts; to consent to the release of part or parts of property delivered as security for insured loans; to exercise the authority of the Commissioner under the administrative rules and regulations under section 609 in any instance requiring the approval of the Commissioner; to execute in my name proofs of claim against bankrupt, insolvent or decedent estates; and to exercise the power and authority vested in the Commissioner under section 609 (g) of Title VI of the act.

14. To execute Certificates of Claim and requisitions to the Treasury Department for the issuance of debentures.

(F) To the position of Assistant Commissioner, Title I, and (except as specified in subdivisions 4 and 5 hereunder) under his general supervision to the Deputy Assistant Commissioner, Title I, with respect to the insurance of loans or advances of credit made under Title I of the National Housing Act:

1. To approve or cancel the approval of financial institutions as approved mortgagees, insured institutions or approved lenders.

2. To issue and cancel Contracts of Insurance under Title I and to transfer such contracts and the rights and benefits accruing thereunder between lending institutions.

3. To exercise the authority of the Commissioner under the regulations governing Title I loans in any instance which is subject to the approval of the Commissioner.

4. To execute the power and authority vested in the Commissioner under the regulations governing property and obligations held by the Federal Housing Commissioner and approved by the Secretary of the Treasury, except that the authority to execute the power and authority under section IV of such regulations may be exercised only by the Assistant Commissioner, Title I.

5. In connection with the sale of properties conveyed to the Commissioner to execute in my official name, as my agent, all deeds or other documents or instruments in connection with the conveyance of title thereto and deeds of release, assignments, or satisfactions of mortgages, deeds of trust, or other liens taken as security in connection therewith. The authority in this subdivision may be exercised only by the Assistant Commissioner, Title I.

6. To reject or accept for insurance loans or advances of credit made under the provisions of Title I, that require the prior approval of the Federal Housing Commissioner. To execute in my name such documents as are necessary to transfer title in and to any debt, contract, claim, property or security. To execute in my name proofs of claim against bankrupt, insolvent or decedent estates and to execute releases of obligations to the Federal Housing Administration, including but not limited to notes, judgments, and other evidences of in-

debtors, and to release liens of any kind held as security for such obligations, in those cases where the obligor has paid the full amount due thereon to the Federal Housing Administration.

(G) To the position of General Counsel and under his general supervision, to the Assistant General Counsel:

1. On behalf of the Commissioner to receive and accept service of all summons, subpoenas, and other court process directed to the Commissioner.

2. To sign, acknowledge and verify on behalf of and in the name of the Federal Housing Commissioner, all declarations, bills, pleas, answers, and all other pleadings in any court proceedings which are brought in the name of or against the Federal Housing Commissioner, or in which he is named as a party.

3. To advise and consult with the Commissioner and with heads of the several divisions concerning the legal aspects of the policies of the Federal Housing Administration.

4. To interpret the provisions of the National Housing Act and of the rules and regulations promulgated thereunder; revise the rules and regulations.

5. To collaborate with the General Counsel of the Housing and Home Finance Agency in connection with legislation before Congress pertaining to the Federal Housing Administration program, recommending changes by way of amendments.

6. To administer all matters pertaining to the preparation of legal forms necessary to the work of the Administration; the submission of cases to the Attorney General for legal action; investigation of fraud; or violations of the National Housing Act; and the determination of acceptability of title.

(H) To the position of Zone Commissioner and to each of them, and under their supervision to their respective Assistant Zone Commissioners, State Directors, District Directors, Territorial Directors, Assistant State Directors, Assistant District Directors, Assistant Territorial Directors, and Executive Assistants:

1. To issue commitments for insurance and to execute insurance contracts pursuant to such commitments.

2. To approve a change in amount, a change of the term, or any other modification of commitments for insurance or of insurance contracts.

3. To consent to the release of mortgagors.

4. To consent to the release of portions of the mortgaged property from the lien of the mortgage.

5. To approve or disapprove for insurance advances of mortgage money during construction, and to execute such instruments as may be necessary in connection therewith.

6. To approve or disapprove "change orders" during construction.

7. To issue Property Eligibility Statements or Commitments or any similar forms which may be provided in connection with new home loans under regulations issued pursuant to Title I of the National Housing Act.

8. In connection with new home loans under the regulations issued pursuant to Title I of the National Housing Act, to

approve the sale by insured institutions of acquired property where the insured institution exercises its option to sell the property in the open market in lieu of a conveyance to the Commissioner.

9. To reject or accept for insurance loans or advances of credit made under the provisions of Title I that may require the prior approval of the Federal Housing Commissioner.

10. To approve the insurance of mortgages taken as security in connection with the sale of all properties conveyed to the Federal Housing Commissioner, including the authority to determine the value of such properties and facts relating to the eligibility of such mortgages for insurance.

11. To execute applications or other documents in connection with any functions which the Federal Housing Administration may perform for any other agency or agencies of the United States.

12. To certify that official long-distance telephone calls made were necessary in the interest of the Government pursuant to section 4 of the act approved May 10, 1939 (53 Stat. 738).

13. In connection with the sale of Commissioner owned property, to consent to the assignment of the interest of the contract purchaser under a contract for deed and to the substitution of mortgagors under a mortgage held by the Commissioner.

14. To execute contracts for the sale of any properties conveyed to the Federal Housing Commissioner, except properties acquired under sections 207 or 608 or Title VII or Title VIII, or sales of ten or more properties as a group.

15. To execute any regulatory agreements required by the administrative rules under sections 207, 608, Title VII and Title VIII.

(I) To the position of Comptroller and under his general supervision to the position of Deputy Comptroller:

1. To requisition the advance of funds.

2. To approve all expenditures and receipt vouchers necessary to carry out the provisions of the National Housing Act.

3. To endorse checks for deposit or collection.

4. To certify financial statements.

5. To certify the findings of the Compliance Committee in regard to the waiver of the regulations under the provisions of section 2 (c) of the National Housing Act, as amended.

6. To certify as to delegations of authority by the Commissioner and as to the truth or accuracy of copies of original papers or documents in the possession of the Administration.

7. To devise accounting procedures and to administer the fiscal policies of the Administration.

8. To execute vouchers or applications and receipt for any payments received representing refunds of taxes or other payments made by the Commissioner in connection with property acquired under the provisions of the National Housing Act.

9. To certify that official long-distance telephone calls made were necessary in the interest of the Government, pursuant to section 4 of the act approved May 10, 1939 (53 Stat. 738).

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(J) To the position of Director of Research and Statistics:

1. To advise the Commissioner on the economic aspects of mortgage insurance activities. Plan and administer the activities of the Research and Statistics Division. Consult with the representatives of other divisions and other agencies on problems of housing and economic research.

2. To initiate, and to undertake on request of other officers, actuarial studies regarding insurance operations under Titles I, II, VI, VII, and VIII, including, in collaboration with the Comptroller, studies of the distribution of expenses and income; and to prepare studies of the adequacy of premiums and reserves and such other matters as are required by the Commissioner for the formulation of sound actuarial policy.

(K) To the position of Director of Personnel, and under his general supervision to the Deputy Director of Personnel:

1. To be responsible for the development, establishment and operation of a personnel program.

2. To make appointments and to remove or separate personnel; to fix the administrative work week; to approve overtime work and to prescribe rules and regulations regarding overtime.

3. To act as the representative of the Federal Housing Administration on the Federal Council of Personnel Administration, with the Civil Service Commission, and all Government agencies and other organizations with respect to personnel matters.

(L) To the position of Director of the Budget Division:

1. To be directly responsible to the Commissioner for all budget activities and to act as the Commissioner's representative in all budget matters in meetings held by the Bureau of the Budget or other agencies.

2. To be responsible for the development and execution of the budget program including the preparation of budget estimates and justification therefor, the preparation of requests for apportionment of funds and justification therefor; and the allotment of funds within the limits of appropriation acts, apportionments and other limitations.

(M) To the position of Director of the Office Management Division, and under his general supervision to the position of Deputy Director of the Office Management Division, acting under the supervision and direction of the Assistant Commissioner, Administrative Services:

1. To be responsible for the administration of the Office Management Division.

2. To incur obligations, authorize expenditures, and execute contracts for services and for the purchase of equipment, materials, and supplies other than in connection with acquired properties.

3. To approve telephone contracts.

4. To execute leases of property for Federal Housing Administration use.

5. To issue orders for travel in accordance with the Standardized Government Travel Regulations, as amended, and applicable law, including authorization for travel by extra fare train and plane, and

for travel incident to permanent change of station, to approve travel performed and expense incurred on account of an emergency or without prior authority in accordance with the Standardized Government Travel Regulations, as amended, and to approve and authorize the transportation of household goods and personal effects at Government expense in accordance with applicable Executive orders and amendments thereto, and provisions of law.

6. To issue purchase orders, including printing and binding requisitions to the Government Printing Office.

7. To issue orders for publications of notices and advertisements in newspapers, magazines, and periodicals. (See sec. 3828, Rev. Stat.)

8. To execute contracts for purchase of equipment and supplies, including contracts for materials, equipment, supplies and services for the maintenance and operation of acquired properties.

9. To certify that official long-distance telephone calls made were necessary in the interest of the Government, pursuant to section 4 of the act approved May 10, 1939 (53 Stat. 738).

(N) To the position of Director of the Service Division, acting under the supervision and direction of the Assistant Commissioner, Administrative Services:

1. To be responsible for the arrangement, format and general presentation of all forms and publications of the Administration.

2. To be responsible for the operation and maintenance of the duplicating service of the Administration, including the maintenance of the duplicating and binding service, mechanical addressing and mailing service and photographic laboratory.

3. To be responsible for the maintenance of a perpetual inventory of forms, costs records, and stockroom for materials necessary and incidental to the above responsibilities.

4. To be responsible for the radio spot announcement program and other radio material and to coordinate and supervise the FHA Home Show and exhibit program.

SEC. 14. *Delegations to committees.* Pursuant to the authority cited in section 11 of this order, the following assignments of duties and delegations of functions and powers are hereby made:

(A) To a Committee to be known as the "Executive Board" consisting of the Commissioner as Chairman; the First Assistant Commissioner as Vice-Chairman; the Assistant Commissioner, Field Operations; the Assistant Commissioner, Rental Housing and Property Management; the Assistant Commissioner, Underwriting; the Assistant Commissioner, Title I; the Assistant Commissioner, Administrative Services; the General Counsel; the Comptroller; the Director of the Budget Division; the Director of Personnel; the Director of Research and Statistics; and the Zone Commissioners:

1. To consider and discuss matters of general policy and to advise the Commissioner with respect to matters affecting the activities of the various divisions of the Administration.

The Executive Board or any part thereof shall meet upon call by the Chairman or Vice-Chairman, who will designate and excuse from attendance any member having no direct interest in the matters to be discussed at the meeting.

In the absence of the Chairman, the Vice-Chairman shall preside and in the absence of any member designated by the Chairman or Vice-Chairman as being interested in the matters to be discussed, the principal assistant of such absent member shall attend the meeting and serve in the place of such member.

(B) To a Committee to be known as the "Property Sales Committee", consisting of the Assistant Commissioner, Rental Housing and Property Management, Chairman; Assistant Commissioner, Field Operations; Assistant Commissioner, Underwriting; and the General Counsel or his designee.

1. To consider and recommend to the Commissioner the approval or disapproval of any offer to purchase a property or mortgage acquired by the Commissioner under the provisions of sections 207 or 608 or Title VII, or Title VIII, and any offer to purchase a group of ten (10) or more properties acquired by the Commissioner in connection with any other section of the act.

(C) To a Committee to be known as the "Property Management Expenditures Committee", consisting of the following: Assistant Commissioner, Rental Housing and Property Management, as Chairman; First Assistant Commissioner; Assistant Commissioner, Field Operations; General Counsel; Assistant Commissioner, Administrative Services; Comptroller; and the Zone Commissioners:

1. To consider and determine whether or not an expenditure is "necessary to carry out the provisions" of Titles I, II, VI, VII and VIII as such term is used in section 1 of the National Housing Act, whenever such a determination is, in the opinion of the General Counsel, necessary to support the legal authority of the Commissioner to make such expenditure. A quorum shall consist of five members, one of which shall be the Legal Division representative. Minutes of each meeting which include a determination by the Committee shall be forwarded to the Commissioner prior to action being concluded in connection with such determination. In the absence of any member, the principal Assistant of such absent member shall attend meetings and serve in place of such member. In the absence of the Chairman, the members of the Committee shall choose a temporary Chairman.

(D) To a Committee to be known as the "Compliance Committee", consisting of the Assistant Commissioner, Title I; the General Counsel or his designee; the Assistant Commissioner, Administrative Services; the Assistant Commissioner, Field Operations; and the Comptroller; any three of which shall constitute a quorum:

1. To waive compliance with regulations heretofore or hereafter prescribed with respect to the interest and maturity of, and the terms, conditions, and re-

strictions under which loans, advances of credit, and purchases may be insured under section 2 and section 6 of Title I, if in the judgment of the Committee the enforcement of such regulations would impose an injustice upon an insured institution which has substantially complied with such regulations in good faith and refunded or credited any excess charge made, and if such waiver does not involve an increase of the obligation of the Commissioner beyond the obligation which would have been involved if the regulations had been fully complied with. In the absence of any member, the principal assistant of such absent member shall attend meetings and serve in place of such member.

(E) To a Committee to be known as the "Finance Committee", consisting of the First Assistant Commissioner, Chairman; General Counsel; Assistant Commissioner (Field Operations); Assistant Commissioner (Underwriting); Actuary; Comptroller; and the Director of Research and Statistics:

1. To study all Federal Housing Administration fiscal matters and prepare recommendations to the Commissioner. Reports of these studies which include recommendations to the Commissioner on fiscal matters shall be prepared and signed by the Chairman of the Committee. Meetings shall be held upon call of the Chairman. In the absence of any member of the Committee an alternate shall not be designated to attend except upon request of the Chairman.

(F) To a Committee to be known as the "Actuarial Advisory Committee," consisting of the Actuary (Chairman); Comptroller; and the Director of Research and Statistics:

1. To prepare recommendations to the Commissioner with respect to actuarial policy and to initiate basic actuarial studies on the operations of the various insurance funds. Reports on these studies which include recommendations to the Commissioner on actuarial policy shall be approved and signed by the appointed members of the Committee. Meetings shall be held upon call by the Chairman, but not less often than bimonthly. In the absence of any member of the Committee an alternate designated by the member shall attend and participate in the work of the Committee.

(G) To a Committee to be known as the "Personnel Ceiling Committee," consisting of the Director of Personnel, Chairman; the Director of the Budget Division; and the Assistant to the Commissioner:

1. To establish a personnel ceiling for each division in the Administration, and to review such ceilings each quarter immediately after receiving the agency personnel ceilings established by the Bureau of the Budget. In the absence of any member of the Committee, an alternate designated by the member shall attend and participate in the work of the Committee.

FRANKLIN D. RICHARDS,
Federal Housing Commissioner.

[F. R. Doc. 49-9561; Filed, Nov. 29, 1949;
8:46 a. m.]

INTERSTATE COMMERCE COMMISSION

[Rev. S. O. 562, Corrected King's I. C. C.
Order 1]

REROUTING FLORIDA EAST COAST TRAFFIC

In the opinion of Homer C. King, Agent, the Florida East Coast Railway Company (Scott M. Loftin and John W. Martin, Trustees), because of unsafe condition of railroad drawbridge over St. Johns River between Palatka and East Palatka, Florida, making imperative discontinuance of railroad operations between those points, is unable to transport traffic routed via Palatka Gateway.

It is ordered, That: (a) *Rerouting Florida East Coast traffic*. The Florida East Coast Railway Company (Scott M. Loftin and John W. Martin, Trustees), due to the unsafe condition of railroad drawbridge over St. Johns River which interferes with its operation between Palatka and East Palatka, Florida, is unable to transport freight traffic routed over, or normally moving over, its line between those points, is hereby authorized to reroute or divert such freight traffic over routes most available to expedite its movement and prevent congestion; the billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) *Concurrence of receiving roads to be obtained*. The Florida East Coast Railway Company (Scott M. Loftin and John W. Martin, Trustees) desiring to divert or reroute traffic over the line or lines of another carrier under this order shall confer with the proper transportation officer of the railroad or railroads to which such traffic is to be diverted or rerouted, and shall receive the concurrence of such other railroads before the rerouting or diversion is ordered.

(c) *Notification to shippers*. Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) *Inasmuch as the diversion or rerouting of traffic by said Agent is deemed to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed*.

(e) *In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act*.

(f) *Effective date*. This order shall become effective at 12:01 a. m., May 26, 1949.

(g) *Expiration date*. This order shall expire at 11:59 p. m., August 31, 1949, unless otherwise modified, changed, suspended or annulled.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement.

Issued at Washington, D. C., May 26, 1949.

INTERSTATE COMMERCE COMMISSION,
HOMER C. KING,
Agent.

[F. R. Doc. 49-9578; Filed, Nov. 29, 1949;
8:50 a. m.]

[Rev. S. O. 562, Amdt. to King's I. C. C.
Order 1]

REROUTING FLORIDA EAST COAST TRAFFIC

Upon further consideration of King's I. C. C. Order No. 1 and good cause appearing therefor: *It is ordered*, That:

King's I. C. C. Order No. 1, be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date*. This order shall expire at 11:59 p. m., November 30, 1949, unless otherwise modified, changed, suspended or annulled.

It is further ordered, That this amendment shall become effective at 11:59 p. m., August 31, 1949, and that this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all the railroads subscribing to the car service and per diem agreement under the terms of that agreement.

Issued at Washington, D. C., August 26, 1949.

INTERSTATE COMMERCE COMMISSION,
HOMER C. KING,
Agent.

[F. R. Doc. 49-9579; Filed, Nov. 29, 1949;
8:50 a. m.]

[Rev. S. O. 562, Amdt. 2 to King's I. C. C.
Order 1]

REROUTING FLORIDA EAST COAST TRAFFIC

Upon further consideration of King's I. C. C. Order No. 1 and good cause appearing therefor: *It is ordered*, That:

King's I. C. C. Order No. 1, be, and it is hereby, amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date*. This order shall expire at 11:59 p. m., December 9, 1949, unless otherwise modified, changed, suspended or annulled.

It is further ordered, That this amendment shall become effective at 11:59 p. m., November 30, 1949, and that this order shall be served upon the Association of American Railroads, Car Service

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Division, as agent of all the railroads subscribing to the car service and per diem agreement under the terms of that agreement.

Issued at Washington, D. C., November 18, 1949.

INTERSTATE COMMERCE
COMMISSION,
HOMER C. KING,
Agent.

[F. R. Doc. 49-9453; Filed, Nov. 29, 1949;
8:50 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-380]

LEONARD OIL DEVELOPMENT CO.

ORDER GRANTING APPLICATION TO WITHDRAW
FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 22d day of November A. D. 1949.

David B. Coxe, Jr., Louis Karasik and Charles H. Sulzberger, appointed as Receivers of the Leonard Oil Development Company on June 22, 1949, by the Court of Chancery of the State of Delaware in and for New Castle County, have made application to withdraw the Common Stock, \$25 Par Value, of Leonard Oil Development Company, Washington, Pennsylvania, from listing and registration on the New York Curb Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder.

The reasons for withdrawing this security from registration and listing on the New York Curb Exchange that are stated in the application include:

(1) It is believed that no quorum of stockholders has been present at an annual meeting since the meeting held in April 1932. The company has over 7,100 stockholders. The expense of printing and sending notices to such stockholders ranges from \$600.00 to \$1,000.00, depending upon the type of notice.

(2) John W. Leonard, one of the active incorporators of the company, and its President from 1922 to 1938, died on January 25, 1938. His son, F. D. Leonard, Vice President, acted as operating head of the company. He was elected President on July 16, 1946, and died on December 28, 1947.

(3) D. R. Buchanan, an active associate of Mr. J. W. Leonard's, and Treasurer of the company, died on April 13, 1945. On July 16, 1946, H. E. Kaufmann was elected Secretary-Treasurer. His resignation submitted by letter dated April 28, 1949, was accepted May 24, 1949.

(4) The company's only source of income comes from a $\frac{1}{16}$ working interest in a gas well in Fayette County, Pennsylvania, and some interest on a small amount of Government bonds totaling less than \$200.00 in each of the calendar years 1947 and 1948. Its main properties consist of three tracts, or an undivided interest therein, of land in Colombia, South America. All or part of such properties have at various times been leased to major operating oil companies.

All such leases have been canceled or surrendered. All negotiations for sale or leasing of said properties to other operating companies have failed.

(5) The company has liquid assets of approximately \$2,500 and current liabilities of approximately \$9,500.

(6) The authorized number of Directors is nine. There are now only four Directors, all of whom desire to resign. The company has been unable to secure the consent of any other party to serve as a Director.

(7) The company has no earning prospects. Its assets are frozen, unsalable, and nonincome-producing. It is apparent that its stock should not be listed on the New York Curb Exchange.

(8) The New York Curb Exchange has advised the applicants by letter dated June 7, 1949, that it would not oppose the withdrawal of the above security from listing and registration on that exchange.

Appropriate notice and opportunity for hearing have been given to interested persons and the public generally. No request has been received from any interested person for a hearing in this matter.

The Commission having considered the facts stated in the application, and having due regard for the public interest and the protection of investors;

It is ordered, That said application be, and the same is, hereby granted, effective at the close of the trading session on December 15, 1949.

By the Commission.

[SEAL] ORVAL L. DUBois,
Secretary.

[F. R. Doc. 49-9566; Filed, Nov. 29, 1949;
8:49 a. m.]

[File No. 7-1128]

ADMIRAL CORP.

FINDINGS AND ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 22d day of November A. D. 1949.

The Boston Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, \$1 Par Value, of Admiral Corporation.

After appropriate notice and opportunity for hearing and in the absence of any request by any interested person for hearing on this matter, the Commission, on the basis of the facts submitted in the application, makes the following findings:

(1) That this security is registered and listed on the New York Stock Exchange and the Chicago Stock Exchange; that the geographical area deemed to constitute the vicinity of the Boston Stock Exchange is the New England States exclusive of Fairfield County, Connecticut; that out of the total of 999,742 shares outstanding, 12,674 shares are owned by 3,342 shareholders in the vicinity of the Boston Stock Exchange;

and that in the vicinity of the Boston Stock Exchange 371 transactions were effected in 30,341 shares of this security during the period from October 1, 1948, until October 1, 1949;

(2) That sufficient public distribution of, and sufficient public trading activity in, this security exist within the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(3) That the extension of unlisted trading privileges on the applicant exchange to this security is otherwise appropriate in the public interest and for the protection of investors.

Accordingly, it is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the application of the Boston Stock Exchange for permission to extend unlisted trading privileges to the Common Stock, \$1 Par Value, of Admiral Corporation be, and the same is, hereby granted.

By the Commission.

[SEAL] ORVAL L. DUBois,
Secretary.

[F. R. Doc. 49-9565; Filed, Nov. 29, 1949;
8:49 a. m.]

[File No. 70-2258]

IOWA POWER AND LIGHT CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 22d day of November A. D. 1949.

Iowa Power and Light Company ("Iowa Power"), a public utility subsidiary of Continental Gas and Electric Corporation, a registered holding company, which is a subsidiary of The United Light and Railways Company, also a registered holding company, having filed a declaration and amendments thereto, pursuant to section 7 of the Public Utility Holding Company Act of 1935 ("act") and Rule U-50 promulgated thereunder, with respect to the following proposed transactions:

Iowa Power proposes to issue and sell at competitive bidding, pursuant to provisions of Rule U-50, \$7,500,000 principal amount of First Mortgage Bonds, ____% Series, due 1979. The bonds are to be issued under and secured by the company's existing indenture dated August 1, 1943, as supplemented by the First Supplemental Indenture of the same date, the Second Supplemental Indenture dated February 1, 1948, and a Third Supplemental Indenture to be dated as of December 1, 1949. The interest rate (which will be a multiple of $\frac{1}{8}$ of 1%) and the price, exclusive of accrued interest, to be paid to the company for the bonds (which shall not be less than 100% nor more than 102 $\frac{3}{4}$ % of the principal amount) are to be determined by competitive bidding. The net proceeds received from the sale of the bonds, less fees and expenses incurred in connection with the issuance and sale thereof,

are to be used to pay \$1,500,000 principal amount of bank loans due on or before January 28, 1950, to finance the cost, in part, of construction and acquisition of additional facilities, and to reimburse the treasury of the company for previous expenditures for such purposes.

Said declaration having been filed on October 21, 1949 and the last amendment thereto having been filed November 18, 1949, and notice of said filings having been given in the form and manner prescribed by Rule U-23 promulgated under the act, and the Commission not having received a request for a hearing with respect to said declaration, as amended, within the time specified in the said notice, or otherwise, and not having ordered a hearing thereon; and

Declarant having requested that the Commission enter an order on or before November 22, 1949, to become effective upon its issuance, permitting the declaration to become effective; and

The record being incomplete with respect to the fees and expenses to be incurred and paid in connection with the proposed issue and sale of bonds; and

The Commission finding with respect to the proposed transactions that the applicable provisions of the act and the rules promulgated thereunder are satisfied, that no adverse findings are necessary, and deeming it appropriate to grant declarant's request for acceleration of the effective date of this order, and further deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration, as amended, to become effective forthwith, subject to the reservations of jurisdiction hereinafter specified:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act, that said declaration, as amended be, and it hereby is, granted, subject to the terms and conditions prescribed in Rule U-24, and subject to the further condition that the proposed sale of First Mortgage Bonds by Iowa Power shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, have been made a matter of record in this proceeding and a further order shall have been entered by the Commission with respect thereto, which order may contain such further terms and conditions as may then be deemed appropriate, for which purpose jurisdiction is hereby reserved, and subject to the further reservation of jurisdiction with respect to the fees and expenses to be incurred and paid in connection with the proposed transactions:

It is further ordered, That this order shall become effective upon its issuance.

By the Commission.

[SEAL] ORVAL L. DUBoIS,
Secretary.

[F. R. Doc. 49-9563; Filed, Nov. 29, 1949;
8:47 a. m.]

[File No. 812-620]

INVESTORS SYNDICATE OF AMERICA, INC.

NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its

office in the city of Washington, D. C., on the 23d day of November A. D. 1949.

Notice is hereby given that Investors Syndicate of America, Inc. of Minneapolis, Minnesota ("Applicant"), a registered investment company, has filed an application under section 6 (c) of the Investment Company Act of 1940 for an order of the Commission exempting from the provisions of section 12 (d) (2) of the act the consummated purchase by the applicant of 15,000 shares representing 30% of the capital stock of North American Life and Casualty Company ("Insurance Company") of Minnesota, from certain stockholders of Insurance Company. Section 12 (d) (2) of the act, with certain exceptions not pertinent here, prohibits the purchase or acquisition by a registered investment company and any company or companies controlled by it, of more than 10% in the aggregate of the total outstanding voting stock of any insurance company unless at the time of such purchase or acquisition the registered investment company and any company, or companies controlled by it, own in the aggregate at least 25% of the total outstanding voting stock of such insurance company.

It is stated in the application that on April 30, 1948, Investors Diversified Services, Inc. ("Diversified"), a registered face-amount certificate company and parent of the applicant, entered into an agreement with Insurance Company whereby Insurance Company was to issue a self-completion form of life insurance policy to be sold in connection with the sale of face-amount certificates issued by the applicant; that it was learned by Diversified that Insurance Company needed additional capital to carry out such agreement more effectively; that Diversified decided that the Class B common stock of Insurance Company was a desirable investment for applicant; that counsel for applicant advised that such shares represented an eligible investment for face-amount certificate companies under section 28 of the Investment Company Act of 1940; that on December 23, 1948, applicant purchased 15,000 shares of the Class B common stock of Insurance Company for \$375,000; that at the time the stock was acquired all the voting rights were in Class A stock of which 35,000 shares are outstanding; that applicant believing that the absence of voting rights would detract from the value of the shares entered into an agreement with certain of the stockholders of Insurance Company, including its president, to have Insurance Company's Articles of Incorporation amended to make A and B shares alike in all respects except that B shares would not be allowed to vote for the election of directors and to cause Insurance Company to give an option to permit conversion of B shares to A shares between December 31, 1953, and January 1, 1955; that in the opinion of applicant, the B stock when acquired in December 1948 was not, and would not be when the Articles of Incorporation were amended as set forth above, voting stock within the prohibition of section 12 (d) (2) since the B stock would not entitle the owner or holder thereof to vote for the election of directors, such right being

the test of a voting security as defined in section 2 (a) (40) of the Investment Company Act of 1940; that the contract which applicant expects to enter into with Insurance Company provides that if conversion of B shares into A shares would constitute a violation of the Investment Company Act without a prior order of exemption from the Securities and Exchange Commission, no such exchange would be made without such prior order; that the granting of the order applied for is consistent with the public interest, not prejudicial to the interests of applicant's security holders, not contrary to the public interest or inconsistent with the protection of investors and would be consistent with the policies and purposes set forth in section 1 (b) of the Investment Company Act of 1940, and with the purposes generally intended by the provisions of said act.

All interested persons are referred to said application which is on file at the Washington, D. C. offices of this Commission for a more detailed statement of the matters of fact and law therein asserted.

Notice is further given that an order granting the application in whole or in part, and upon such conditions as the Commission may deem necessary or appropriate, may be issued by the Commission at any time after December 8, 1949, unless prior thereto a hearing upon the application is ordered by the Commission, as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may, not later than December 5, 1949 at 5:30 p. m., e. s. t., submit to the Commission in writing his views or any additional facts bearing upon this application or the desirability of a hearing thereon, or request the Commission in writing that a hearing be held thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C., and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the application which he desires to controvert.

By the Commission.

[SEAL] ORVAL L. DUBoIS,
Secretary.

[F. R. Doc. 49-9562; Filed, Nov. 29, 1949;
8:47 a. m.]

[File No. 812-622]

MASSACHUSETTS LIFE FUND

NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 22d day of November A. D. 1949.

Notice is hereby given that Massachusetts Life Fund, a registered investment company (hereinafter called "Fund"), has filed an application pursuant to section 6 (c) of the Investment Company Act of 1940 for an order of the Commission exempting from the provisions of section 22 (d) of the act the proposed offering of beneficial interests

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in units of the Fund at a price below the normal offering price under the different circumstances hereinafter described.

The Fund is a common law trust established under Massachusetts law by a Declaration of Trust dated November 26, 1947. Massachusetts Hospital Life Insurance Company is sole trustee of the Fund. Massachusetts Hospital Life Insurance Company is also trustee of a trust known as Hospital Life Trust, established in 1933. Although the units of the Fund are redeemable, the Fund differs from the more conventional type of investment company in that its units are held only by the trustee under separate trusts or certificates. Each trust instrument provides for payment of its share of the income and principal of the Fund according to the individual desires of the investor. Usually the trust instrument provides for payments or accumulation of income for the benefit of one or more specified individuals for a life or lives with the principal to be paid to others at maturity. Massachusetts Hospital Life Insurance Company, as trustee, now proposes to enter into an agreement with 50 State Street Company, a wholly owned subsidiary of Massachusetts Hospital Life Insurance Company whereby 50 State Street Company would act as the general distributor of the beneficial interests. 50 State Street Company would in turn employ Esterbrook & Co. as its wholesale representative to promote the distribution of the beneficial interests and to induce selected securities dealers to enter into selling agreements with 50 State Street Company. The proposed agreements contemplate that the normal public offering price of the beneficial interests will be net asset value of the units plus a distribution charge or commission which varies from seven percent (7%) to three percent (3%) of the public offering price, depending on the amounts purchased.

The proposed agreements also contemplate that beneficial interests will be offered at a price below the normal offering price under the following circumstances, among others:

(1) The trustee will dispose of beneficial interests at net asset value without payment of any distribution charge or commission in the case of beneficial interests acquired out of any proceeds received at the maturity of trusts, the corpus of which consists of units of the Fund, when such proceeds are reinvested within seven days after their receipt by the investor;

(2) The trustee will dispose of beneficial interests at net asset value without payment of any distribution charge or commission in the case of beneficial interests acquired out of any proceeds received at the maturity of presently outstanding trusts, the corpus of which consists of units of Hospital Life Trust, when such proceeds are invested in beneficial interests (in units of the Fund) within seven days after receipt of such proceeds by the investor; and

(3) In computing the public offering price of beneficial interests purchased for addition to existing beneficial interests under an outstanding certificate for

beneficial interests, the distribution charge is to be calculated at the rate that would be applicable if the total amount involved in the transaction were increased by the current aggregate net asset value of the existing beneficial interests.

Section 22 (d) of the act which is applicable in the premises, provides as follows:

No registered investment company shall sell any redeemable security issued by it to any person except either to or through a principal underwriter for distribution or at a current public offering price described in the prospectus, and, if such class of security is being currently offered to the public by or through an underwriter, no principal underwriter of such security and no dealer shall sell any such security to any person except a dealer, a principal underwriter or the issuer, except at a current public offering price described in the prospectus: *Provided, however, That nothing in this subsection shall prevent a sale made (1) pursuant to an offer of exchange permitted by section 11 hereof including any offer made pursuant to clause (1) or (2) of section 11 (b); (11) pursuant to an offer made solely to all registered holders of the securities, or of a particular class or series of securities issued by the company proportionate to their holdings or proportionate to any cash distribution made to them by the company (subject to appropriate qualifications designed solely to avoid issuance of fractional securities); or (111) in accordance with rules and regulations of the Commission made pursuant to subsection (b) of section 12.*

Since the offering of beneficial interests in the manner described above involves an offering of beneficial interests at a price below the normal public offering price in contravention of section 22 (d) of the act, applicant has filed the application for an order of the Commission exempting such offering of beneficial interests from the provisions of section 22 (d).

All interested persons are referred to said application which is on file in the offices of the Commission for a detailed

statement of the proposed transactions and the matters of fact and law asserted.

Notice is further given that an order granting the application may be issued by the Commission on or at any time after December 5, 1949, unless prior thereto a hearing upon the application is ordered by this Commission, as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may submit to the Commission in writing, not later than December 2, 1949, at 5:30 p. m., his views or any additional facts bearing upon the application or the desirability of a hearing thereon, or a request to the Commission that a hearing be held thereon. Any such communication or request should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issue of fact or law raised by the application which he desires to controvert. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington, D. C.

By the Commission.

[SEAL] ORVAL L. DUBoIS,
Secretary.
[F. R. Doc. 49-9564; Filed, Nov. 29, 1949;
8:45 a. m.]

UNITED STATES TARIFF COMMISSION

[List No. 11 (E)]

AMERICAN BASQUE BERETS, INC.

APPLICATION FOR INVESTIGATION

NOVEMBER 23, 1949.

Application as listed below has been filed with the United States Tariff Commission for investigation under the provisions of Part III, Executive Order 10082 of October 5, 1949.

Name of article	Purpose of request	Date received	Name and address of applicant
Knitted berets, wholly of wool, valued at more than \$2 per pound. (Item 1114 (d), Schedule XX, General Agreement on Tariffs and Trade.)	To determine whether such berets are being imported in such increased quantities as to cause or threaten serious injury to domestic producers.	Nov. 23, 1949	The American Basque Berets, Inc., 7 West 36th St., New York, N. Y.

June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788.
Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 13951]

MINNA SIEBOLDTS

In re: Estate of Minna Sieboldts, also known as Minna Sieboldts, deceased. File No. D-28-12702 G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Emma Naeter Wieson, August Friestenreich and Frieda Maass, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);
2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the estate of

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 60, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp. E. O. 9567,

Minna Sieboldts, also known as Minna Siebolts, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Natalino Ciampi, 21 Devonshire Blvd., San Carlos, California, as Executor, acting under the judicial supervision of the Superior Court of San Mateo County, California;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 20, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-9589; Filed, Nov. 29, 1949;
8:53 a. m.]

[Vesting Order 14027]

ELFRIEDE OSTERLOH

In re: Debts owing to Elfriede Osterloh, also known as Ella Osterloh. D-28-12608-G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Elfriede Osterloh, also known as Ella Osterloh, whose last known address is Norder St. Jurgensstrasse 29, Flensburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. All right, title and interest of Elfriede Osterloh, also known as Ella Osterloh, in, to and under the following:

(1) A certificate of indebtedness issued by Carl, Clarence, Herbert and Walter Leich with an original face value of \$2,000.00 and of \$1,500.60 face value as of June 14, 1949, registered in the name of Ella Osterloh, and presently in the custody of Alexander L. Leich, 420 N. W. Fifth Street, Evansville, Indiana, and,

(2) A Treasury Coupon 2 1/4% Bond, said bond numbered 24680L of 1959-62 of \$500.00 face value, payable to bearer and presently in the custody of Alexan-

der L. Leich, 420 N. W. Fifth Street, Evansville, Indiana,

including particularly any accrued and unpaid interest or income due or to become due on the certificate of indebtedness and on the bond.

b. That certain debt or other obligation owing to Elfriede Osterloh, also known as Ella Osterloh, by Charles Leich and Company, 420 N. W. Fifth Street, Evansville, Indiana, in the amount of \$716.50 as of June 14, 1949, representing interest on the Trust Fund Certificate of Indebtedness described in subparagraph 2-a hereof, recorded on the books of the aforesaid Charles Leich and Company, together with any and all accruals to the aforesaid debt or other obligation and any and all rights to demand, enforce and collect the same, and

c. Cash in the amount of \$27.31, presently in the custody of Alexander L. Leich, 420 N. W. Fifth Street, Evansville, Indiana,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Elfriede Osterloh, also known as Ella Osterloh, the aforesaid national of a designated enemy country (Germany)

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 4, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 49-9590; Filed, Nov. 29, 1949;
8:53 a. m.]

[Vesting Order 14039]

VALENTINE FEIX

In re: Estate of Valentine Feix, deceased. File No. D-27-1219; E. T. sec. 10971.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mathilde Rutt, nee Krump, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof, in and to the Estate of Valentine Feix, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany);

3. That such property is in the process of administration by Charles Schanding, as administrator, acting under the judicial supervision of the Probate Court of Butler County, Hamilton, Ohio;

and it is hereby determined:

4. To the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on November 17, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 49-9591; Filed, Nov. 29, 1949;
8:53 a. m.]

[Return Order 478]

BLASCO LANZA D'AJETA

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Blasco Lanza d'Ajeta, Florence, Italy; Claim No. 35646; October 6, 1949 (14 F. R. 6101); \$4,662.86 in the Treasury of the United States; all right, title, interest and claim of any kind or character whatsoever of Blasco Lanza d'Ajeta in and to the principal and income of a Trust Estate created under the Last Will and Testament of May C. Potter Jones, deceased. The Trust Estate terminated on June 6, 1947, and the corpus thereof is presently in the custody of the City Bank Farmers Trust Company, Trustee, New York, New York.

NOTICES

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on November 21, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 49-9592; Filed, Nov. 29, 1949;
8:53 a. m.]

[Return Order 479]

LUDWIG KOMMER

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Ludwig Kommer, Mexico City, Mexico, Claim No. 38534; October 5, 1949 (14 F. R. 6076); \$4,760.04 in the Treasury of the United States; all right, title and interest of Ludwig Kommer in and to the Estate of Rudolf Kaetchen Kommer, deceased.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on November 18, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 49-9593; Filed, Nov. 29, 1949;
8:53 a. m.]

[Return Order 481]

CHARLES J. KISH, JR.

Having considered the claim set forth below and having issued a determination

allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Charles J. Kish, Jr., New Brunswick, New Jersey, Claim No. 37791; October 5, 1949 (14 F. R. 6076); \$286.62 in the Treasury of the United States; all right, title and interest of Charles J. Kish, Jr., in and to the Estate of Charles Kish, Sr., deceased.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on November 21, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 49-9594; Filed, Nov. 29, 1949;
8:53 a. m.]

[Return Order 482]

NARCISA AUGELLI

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Narcisa Augelli, Florence, Italy, Claim No. 86820; October 7, 1949, (14 F. R. 6123); \$678.04 in the Treasury of the United States; all right, title and interest of Narcisa Augelli in and to a Trust created under the Will of Louisa Douglass Rhodes, deceased; Pennsylvania Company for Banking and Trusts, Philadelphia, Pennsylvania, Trustee.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on November 18, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 49-9595; Filed, Nov. 29, 1949;
8:53 a. m.]

WALTER S. BRAUNS ET AL.

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Walter S. Brauns, Baltimore 18, Md.; Claim No. 12092; Mary B. Chamberlain, Baltimore 18, Md.; Claim No. 12093; Ferdinand B. Keidel, Catonsville, Md.; Claim No. 12094; Louisa J. Keidel, Catonsville, Md.; Claim No. 12095; to each claimant a one-eleventh interest in the following property or the proceeds thereof: \$7,958.96 in the Treasury of the United States; \$700.00 U. S. Treasury Bonds 2½% due September 15, 1952; \$550.00 U. S. Treasury Bonds 2½% due December 15, 1953; \$1,800.00 U. S. Treasury Bonds 2½% due March 15, 1960, presently in the custody of the Safe-keeping Department of the Federal Reserve Bank of New York, New York City, New York.

Executed at Washington, D. C., on November 22, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 49-9596; Filed, Nov. 29, 1949;
8:53 a. m.]